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SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, January 5, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

GOVERNMENT  
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Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - December 1, 2009 Regular Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Special Recognition Award
  - Ongoing Activities
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:



- A. CSAA vs. CCSF, Superior Ct. #9491395 filed on 9/8/09 for \$3,000
- B. Thomas Ogawa vs. CCSF, Superior Ct. #481555 filed on 11/30/08 for \$20,000
- C. Eiad Eltawil vs. CCSF, Superior Ct. #CGC9484219 filed on 1/21/09 for \$27,250
- D. Elka Maslyanko vs. CCSF, Superior Ct. #8478363 filed on 8/6/08 for \$90,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – BLUE ZONE – “4799” 3<sup>rd</sup> Street, east side, at parking meter space #4719.
- B. ESTABLISH – BLUE ZONE – “1599” Newcomb Avenue, south side, from 0 feet to 18 feet east of the east crosswalk at Mendell Street.
- C. ESTABLISH – BLUE ZONE – “1699” Steiner Street, west side, from 13 feet to 33 feet south of the crosswalk line.
- D. ESTABLISH – STOP SIGN – 19<sup>th</sup> Street at San Bruno Avenue, stopping 19<sup>th</sup> Street.
- E. ESTABLISH – STOP SIGN – Minna Street at 7<sup>th</sup> Street, stopping Minna Street.
- F. ESTABLISH – STOP SIGN – Russ Street at Howard Street, stopping Russ Street.
- G. ESTABLISH – STOP SIGN – Harriet Street at Howard Street, stopping Harriet Street.
- H. ESTABLISH – STOP SIGN – Moss Street at Folsom Street, stopping Moss Street.
- I. ESTABLISH – STOP SIGN – Russ Street at Folsom Street, stopping Russ Street.
- J. ESTABLISH – STOP SIGN – Harriet Street at Folsom Street, stopping Harriet Street.
- K. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “S” EXTENSION, 2-HOUR LIMIT, 8 AM TO 9 PM MONDAY THROUGH FRIDAY – Vicksburg Street, both sides, between 22<sup>nd</sup> and 23<sup>rd</sup> Streets.
- L. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “S” EXTENSION, 2-HOUR LIMIT, 8 AM TO 9 PM MONDAY THROUGH FRIDAY – Hill Street, both sides, between Noe and Castro Streets.
- M. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “H” EXTENSION, 2-HOUR LIMIT, 8 AM TO 6 PM MONDAY THROUGH FRIDAY – Sloat Boulevard, north side, between Ardenwood Way and West Portal Avenue.
- N. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “S” AND “Z” BUFFER ZONE EXTENSION, 2-HOUR LIMIT, 8 AM TO 9 PM MONDAY THROUGH FRIDAY – Elizabeth Street, both sides, between Sanchez and Noe Streets.
- O. ESTABLISH – NO U-TURN, 7 AM – 3 PM, SCHOOLDAYS – Eastbound Vicente Street at 24th Avenue.
- P. ESTABLISH – NO U-TURN, 7 AM – 3 PM, SCHOOLDAYS – Westbound Vicente Street at 25th Avenue.
- Q. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Lincoln Way, south side, from 28th Avenue to 100 feet westerly.
- R. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Lincoln Way, south side, from 29th Avenue to 100 feet easterly.
- S. ESTABLISH – RED ZONE – Lincoln Way, south side, from 28th Avenue to 40 feet westerly.
- T. ESTABLISH – STOP SIGN – 2nd Avenue and Hugo Street, stopping 2nd Avenue.
- U. RESCIND – BUS ZONE – Divisadero Street, east side, from Fulton Street to 70 feet southerly.
- V. RESCIND – BUS ZONE – Divisadero Street, west side, from Fulton Street to 80 feet southerly.
- W. RESCIND – BUS ZONE – Divisadero Street, east side, from Ellis Street to 75 feet northerly.
- X. RESCIND – BUS ZONE – Divisadero Street, west side, from Ellis Street to 75 feet northerly .

- Y. RESCIND – BLUE ZONE – 77 Van Ness Avenue, east side, from 26 feet to 49 feet south of Fell Street.
- Z. ESTABLISH – BLUE ZONE – 77 Van Ness Avenue, east side, from 45 feet to 73 feet north of Hickory Street.
- AA. RESCIND – BUS ZONE – Valencia Street, east side, from 16th Street to 77 feet northerly.
- BB. RESCIND – BUS ZONE – Valencia Street, west side, from 16th Street to 70 feet southerly.
- CC. RESCIND – BUS ZONE – Valencia Street, west side, from 17th Street to 72 feet southerly.
- DD. RESCIND – BUS ZONE – Valencia Street, east side, from 18th Street to 88 feet northerly.
- EE. RESCIND – BUS ZONE – Valencia Street, west side, from 18th Street to 75 feet southerly.
- FF. RESCIND – BUS ZONE – Valencia Street, east side, from 19th Street to 63 feet northerly.
- GG. ESTABLISH – RED ZONE – Valencia Street, east side, from 16th Street to 37' southerly.
- HH. ESTABLISH – RED ZONE – Valencia Street, west side, from 16th Street to 37' southerly.
- II. ESTABLISH – RED ZONE – Valencia Street, west side, from 266' north of 17th Street to 314' north of 17th Street.
- JJ. ESTABLISH – RED ZONE – Valencia Street, east side, from 200' north of 17th Street to 248' north of 17th Street.
- KK. ESTABLISH – RED ZONE – Valencia Street, west side, from 17th Street to 11' northerly.
- LL. ESTABLISH – RED ZONE – Valencia Street, east side, from 17th Street to 11' southerly.
- MM. ESTABLISH – RED ZONE – Valencia Street, west side, from 18th Street to 11' northerly.
- NN. ESTABLISH – RED ZONE – Valencia Street, east side, from 18th Street to 11' southerly.
- OO. ESTABLISH – RED ZONE – Valencia Street, west side, from 150' north of 19th Street to 198' north of 19th Street.
- PP. ESTABLISH – RED ZONE – Valencia Street, east side, from 117' north of 19th Street to 165' north of 19th Street.
- QQ. ESTABLISH – PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY- SATURDAY) – Valencia Street, east side, between 23rd and 24th Streets.
- RR. ESTABLISH – STOP SIGN – Foote Avenue and Huron Avenue, stopping Huron Avenue.
- SS. ESTABLISH – STOP SIGN – Edna Street and Marston Avenue, stopping Marston Avenue.
- TT. REVOKE – RED ZONE – Laguna Street, east side, from Sutter Street to 46 feet southerly.
- UU. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Laguna Street, east side, from Sutter Street to 46 feet southerly.
- VV. ESTABLISH – NO PARKING ANYTIME – Gold Mine Drive, north side, from Diamond Heights Boulevard to 140 feet westerly.
- WW. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Taylor Street, east side, from the crosswalk at Columbus Avenue to 13 feet southerly.
- XX. RESCIND – NO PARKING, 7 AM TO 6 PM, EXCEPT SUNDAYS – Plymouth Avenue, west side, from Ocean Avenue to 104 feet northerly.
- YY. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Plymouth Avenue, west side, from Ocean Avenue to 104 feet northerly.
- ZZ. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Clementina Street, south side, from 8<sup>th</sup> Street to 57 feet easterly.
- AAA. RESCIND – RESIDENTIAL PERMIT PARKING AREA “U”, 1-HOUR LIMIT, 8 AM TO 10 PM DAILY – Clementina Street, south side, from 8<sup>th</sup> Street to 57 feet easterly.
- BBB. RESCIND – ONE-HOUR TIME LIMIT, 9 AM TO 6 PM, EXCEPT SUNDAY – Capp Street, east side, from 17<sup>th</sup> Street to 80 feet northerly.



- CCC. RESCIND – RED ZONE – Omar Way, south side, from 201 feet to 225 feet west of Sequoia Way.
- DDD. ESTABLISH – BLUE ZONE – Omar Way, south side, from 201 feet to 225 feet west of Sequoia Way.
- EEE. ESTABLISH – PARKING METER AREA 3, 2-HOUR TIME LIMIT, 9 AM TO 6 PM, EXCEPT SUNDAYS – Balboa Street, both sides, between 3<sup>rd</sup> and 7<sup>th</sup> Avenues.
- FFF. ESTABLISH – RED ZONE – Russ Street, east side, from Howard Street to 22 feet southerly.
- GGG. ESTABLISH – RED ZONE – Natoma Street, south side, from 283 feet east of 7<sup>th</sup> Street to 30 feet southerly (30-foot zone).
- HHH. ESTABLISH – RED ZONE – Natoma Street, north side, from 318 feet east of 7<sup>th</sup> Street to 30 feet easterly (30-foot zone).
- III. ESTABLISH – RED ZONE – Natoma Street, south side, from 123 feet east of Russ Street to 30 feet easterly (30-foot zone).
- JJJ. ESTABLISH – RED ZONE – Natoma Street, north side, from 158 feet east of Russ Street to 30 feet easterly (30-foot zone).
- KKK. ESTABLISH – RED ZONE – Minna Street, north side, from 147 feet east of Russ Street to 30 feet easterly (30-foot zone).
- LLL. ESTABLISH – RED ZONE – Minna Street, south side, from 201 feet east of Russ Street to 30 feet easterly (30-foot zone).
- MMM. ESTABLISH – RED ZONE – Moss Street, west side, from 275 feet south of Howard Street to 30 feet southerly (30-foot zone).
- NNN. ESTABLISH – RED ZONE – Moss Street, east side, from 325 feet south of Howard Street to 30 feet southerly (30-foot zone).
- OOO. ESTABLISH – PERPENDICULAR PARKING – Russ Street, east side, from Folsom Street to 116 feet northerly.
- PPP. ESTABLISH – PERPENDICULAR PARKING – Russ Street, east side, from 22 feet east of Howard Street to 69 feet southerly.
- QQQ. RESCIND – PERPENDICULAR PARKING – Russ Street, west side, from Howard Street to 126 feet southerly.
- RRR. RESCIND – PERPENDICULAR PARKING – Russ Street, west side, from Folsom Street to 151 feet northerly.
- SSS. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, south side, from 313 feet east of 7<sup>th</sup> Street to Russ Street.
- TTT. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, south side, from 153 feet east of Russ Street to 6<sup>th</sup> Street.
- UUU. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Minna Street, south side, Minna Street, north side, from 661 feet east of 7<sup>th</sup> Street to 6<sup>th</sup> Street.
- VVV. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Moss Street, east side, from Howard Street to 325 feet southerly.
- WWW. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, north side, from 348 feet east of 7<sup>th</sup> Street to Russ Street.
- XXX. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, north side, from 188 feet east of Russ Street to 6<sup>th</sup> Street.
- YYY. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Minna Street, south side, from 607 feet east of 7<sup>th</sup> Street to 6<sup>th</sup> Street.

- ZZZ. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Moss Street, west side, from Howard Street to 275 feet southerly.
- AAAA. ESTABLISH – RAISED CROSSWALK – Northeast leg of the 7<sup>th</sup> and Minna Streets intersection (crossing Minna Street).
- BBBB. ESTABLISH – RAISED CROSSWALK – Southwest leg of the 6<sup>th</sup> and Minna Streets intersection (crossing Minna Street).
- CCCC. ESTABLISH – RAISED CROSSWALK – Northwest leg of the Folsom and Harriet Streets intersection (crossing Harriet Street).
- DDDD. ESTABLISH – RAISED CROSSWALK – Northeast leg of the 7<sup>th</sup> and Natoma Streets intersection (crossing Natoma Street).
- EEEE. ESTABLISH – RAISED CROSSWALK – Intersection of Russ and Minna Streets.
- FFFF. ESTABLISH – STREET CLOSURE – Russ Street, from Minna Street to 76 feet southerly (to create space for a plaza, but allow emergency vehicle access). (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to provide a 10% local match in the amount of \$51,670 for a proposed FY2010/11 Bicycle Transportation Act grant-funded project totaling \$516,700. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.4) Establishing an SFMTA Board of Directors meeting schedule for 2010. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

(10.5) Authorizing the Executive Director/CEO to enter into a five-year transfer discount agreement with the Golden Gate Bridge, Highway and Transportation District to replace the existing transfer discount with a \$.50 discount to GGBHTD ferry and transit riders transferring to Muni and a \$.50 reciprocal discount for Muni customers transferring to GGBHTD service and to provide these discounts only through TransLink®. (Explanatory documents include a staff report, resolution and agreement.) (Sonali Bose)

(10.6) Authorizing the Executive Director/CEO to award Contract #SFMTA2008/09-29 Conflict Resolution Training Services with Resource Development Associates to conduct conflict resolution training for an amount not-to-exceed \$174,975 and an initial term of one year with two options to extend the contract. (Explanatory documents include a staff report, resolution and agreement.) (James Dougherty)

#### REGULAR CALENDAR

11. Approving proposed increase to fines and penalties for various disabled parking violations and amending Transportation Code, Division II, Section 303 to reflect the increased fines and penalties which will take immediate effect. (Explanatory documents include a staff report, resolution, amendments and fact sheet.) (Sonali Bose)

12. Adopting a Contracting Delegation policy that authorizes the Executive Director/CEO to approve and execute certain contracts and contract amendments and close out contracts and authorizes the Executive Director/CEO to re-delegate the authority to staff subject to limitations set forth in the policy. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

13. Authorizing the Executive Director/CEO to approve agreements with SFMTA contractors and vendors, under which the contractor or vendor agrees to accept discounted payments from the SFMTA. (Explanatory documents include a staff report, resolution and list of contractors.) (Sonali Bose)

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Existing Litigation:

A. Torey Spencer Reeder vs. CCSF, Superior Ct. #CGC7466666 filed on 8/28/07 for \$400,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

#### ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, January 5, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2:00 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 2:28 p.m.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on "vibrate" cause microphone interference and requested that they be placed in the "off" position.

### 4. Approval of Minutes

On motion to approve the minutes of the December 1, 2009 Regular Meeting: unanimously approved.

### 5. Communications

None.

### 6. Introduction of New or Unfinished Business by Board Members

Director Heinicke requested that staff provide a copy of the letter regarding parking control officers to the union. He also requested a report on the Taxi Detail.

Chairman Nolan asked the Board Secretary to call Item 9, Public Comment, out of order.

### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Exec. Director/CEO Ford presented Special Recognition Awards to Primo Rivera, operator, Potrero



Division, Transit and John Catanach, electrical transit mechanic, Muni Metro East Division, Transit.

Exec. Director/CEO Ford discussed the rail replacement project on the L Taraval line that is set to begin this weekend in the Sunset district. He also reviewed the status of the service changes implemented on December 5, 2009 and provided information on the recent incident at 18<sup>th</sup> and DeHaro Streets.

Jim Dougherty, chief safety officer, presented the accident and incident trends for 2008 and 2009.

#### 8. Citizens' Advisory Council Report

No report.

#### 9. Public Comment

James Bryant stated that he has never seen as divisive a situation as what is ahead of us. Muni has created sacred cows. He expressed hope that the SFMTA take a close look at the layoffs.

Frank Lara, Answer Coalition, stated that they are opposed to taking money from people who can't afford it. Not everyone can be as handsomely rewarded as SFMTA administrators. People need these jobs to survive and they shouldn't be used as an ATM.

Adell Scott urged the SFMTA to rescind the layoff notices issued to traffic checkers and do something about Prop. F employees

Dominic Garrett stated that parking control officers (PCO's) assist the SFMTA and that these cuts haven't been thought out. PCO's bring in the most revenue and they pay for themselves. The SFMTA will lose \$6-7 million in revenue as a result.

Mark Gruberg stated that the industry is waiting for Ms. Hayashi's final recommendations. This is a sad story. The Mayor and the SFMTA Exec. Director promised to protect Prop. K.

Bebe Pubill stated that the bean counters are creating a problem. They have lost five PCO's to the Mayor's pilot projects. These five have averaged \$75,000 in revenue per week.

Elias Georgopoulos stated that PCO's are front line emergency responders. By cutting 24, the SFMTA will be losing over \$8 million per year in revenue. PCO's pay for themselves.

Leah Berlanga, SEIU, requested that the Board consider the layoffs. The cuts are irresponsible. PCO's create a lot of money. These layoffs will wipe out the entire graveyard shift so the agency will be rolling out filthy, unhealthy buses. They are trying to address the deficit but the SFMTA isn't sending the decision makers to the table.

Steven Pitocchi, SEIU, requested a 60-day extension to the layoff notices. These layoffs will have a devastating effect on those being released. Mr. Pitocchi presented a letter for distribution to the Board.

Herbert Weiner stated that he is seeing higher bus fares and less service. Everything is hitting the skids and it is worse than it was four years ago.

Jim Corrigan stated that disabled placards are being abused. The Fire Department gets free parking all year.

Lourdes Alarcon expressed concern that by cutting car cleaners, mothers and children will be riding dirtier buses.

Flor Ramos stated that the cost of the fast pass makes it hard to get to work and single mothers can't afford to buy them.

Branton Burke wondered why he has to come to a Board meeting to discuss day to day service issues. He has been asking staff to address the same problem on the 37 Corbett for over a year and would like to get it fixed.

Andre Spearman discussed service and service delivery. Workers provide the service every day. The Board is responsible for the fiscal situation. They need to have people at the table who can solve the problem. Staff has made up their mind to lay people off and just pretend that they're interested.

Bob Planthold stated that there is a problem with the distribution of the passes for the BART-Muni Fast Pass experiment. Some who are getting the pass didn't apply. MAAC members were told they would get a pass even though they didn't all apply.

Andre Norman stated that car cleaners are on the front line. They clean up the public's filth. Cutting car cleaners will mean that the public will board a dirty bus. Cuts should first be made at the top.

Tariq Mehmood stated that at the Embarcadero Centers taxis are allowed to pick up passengers in the transit lane. They get a ticket. He asked where they should pick people up if they can't do so in the transit lane.

Maria Luz Torre stated that her children take Muni buses to go to school. They are paying more but riding on a dirty bus. The lowest paid workers keep buses clean, safe and running on time. She urged the SFMTA to find a real solution that will keep people employed and safe.

Dennis Lee asked the Board to reconsider saving co-worker's jobs. PCO's stop citing cars when it gets dark in order to stay safe.

James Elliott stated that car cleaners are understaffed. Car cleaners provide for everyone's health and safety and they put themselves at risk to keep riders safe. The job is hard and will get even harder.

Emile Lawrence stated that he is disgusted with the SFMTA Board. He has delivered a letter to Police Chief Gascon and the SFMTA about the cost of citations. They're in the stratosphere.

Francisco Da Costa stated that layoffs are heartbreaking and there is a way to resolve this if we work together. The best way is to cut the salaries at the top.

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- B. Thomas Ogawa vs. CCSF, Superior Ct. #481555 filed on 11/30/08 for \$20,000
- C. Eiad Eltawil vs. CCSF, Superior Ct. #CGC9484219 filed on 1/21/09 for \$27,250
- D. Elka Maslyanko vs. CCSF, Superior Ct. #8478363 filed on 8/6/08 for \$90,000

Director Heinicke requested that Item 10.1 B, C and D be removed from the Consent Calendar and continued to a closed session at a future meeting. Chairman Nolan continued consideration of B, C and D to the January 19 closed session.

#### RESOLUTION 10-001

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – BLUE ZONE – “4799” 3<sup>rd</sup> Street, east side, at parking meter space #4719.
- B. ESTABLISH – BLUE ZONE – “1599” Newcomb Avenue, south side, from 0 feet to 18 feet east of the east crosswalk at Mendell Street.
- C. ESTABLISH – BLUE ZONE – “1699” Steiner Street, west side, from 13 feet to 33 feet south of the crosswalk line.
- D. ESTABLISH – STOP SIGN – 19<sup>th</sup> Street at San Bruno Avenue, stopping 19<sup>th</sup> Street.
- E. ESTABLISH – STOP SIGN – Minna Street at 7<sup>th</sup> Street, stopping Minna Street.
- F. ESTABLISH – STOP SIGN – Russ Street at Howard Street, stopping Russ Street.
- G. ESTABLISH – STOP SIGN – Harriet Street at Howard Street, stopping Harriet Street.



- H. ESTABLISH – STOP SIGN – Moss Street at Folsom Street, stopping Moss Street.
- I. ESTABLISH – STOP SIGN – Russ Street at Folsom Street, stopping Russ Street.
- J. ESTABLISH – STOP SIGN – Harriet Street at Folsom Street, stopping Harriet Street.
- K. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “S” EXTENSION, 2-HOUR LIMIT, 8 AM TO 9 PM MONDAY THROUGH FRIDAY – Vicksburg Street, both sides, between 22<sup>nd</sup> and 23<sup>rd</sup> Streets.
- L. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “S” EXTENSION, 2-HOUR LIMIT, 8 AM TO 9 PM MONDAY THROUGH FRIDAY – Hill Street, both sides, between Noe and Castro Streets.
- M. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “H” EXTENSION, 2-HOUR LIMIT, 8 AM TO 6 PM MONDAY THROUGH FRIDAY – Sloat Boulevard, north side, between Ardenwood Way and West Portal Avenue.
- N. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA “S” AND “Z” BUFFER ZONE EXTENSION, 2-HOUR LIMIT, 8 AM TO 9 PM MONDAY THROUGH FRIDAY – Elizabeth Street, both sides, between Sanchez and Noe Streets.
- O. ESTABLISH – NO U-TURN, 7 AM – 3 PM, SCHOOLDAYS – Eastbound Vicente Street at 24th Avenue.
- P. ESTABLISH – NO U-TURN, 7 AM – 3 PM, SCHOOLDAYS – Westbound Vicente Street at 25th Avenue.
- Q. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Lincoln Way, south side, from 28th Avenue to 100 feet westerly.
- R. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Lincoln Way, south side, from 29th Avenue to 100 feet easterly.
- S. ESTABLISH – RED ZONE – Lincoln Way, south side, from 28th Avenue to 40 feet westerly.
- T. ESTABLISH – STOP SIGN – 2nd Avenue and Hugo Street, stopping 2nd Avenue.
- U. RESCIND – BUS ZONE – Divisadero Street, east side, from Fulton Street to 70 feet southerly.
- V. RESCIND – BUS ZONE – Divisadero Street, west side, from Fulton Street to 80 feet southerly.
- W. RESCIND – BUS ZONE – Divisadero Street, east side, from Ellis Street to 75 feet northerly.
- X. RESCIND – BUS ZONE – Divisadero Street, west side, from Ellis Street to 75 feet northerly.
- Y. RESCIND – BLUE ZONE – 77 Van Ness Avenue, east side, from 26 feet to 49 feet south of Fell Street.
- Z. ESTABLISH – BLUE ZONE – 77 Van Ness Avenue, east side, from 45 feet to 73 feet north of Hickory Street.
- AA. RESCIND – BUS ZONE – Valencia Street, east side, from 16th Street to 77 feet northerly.
- BB. RESCIND – BUS ZONE – Valencia Street, west side, from 16th Street to 70 feet southerly.
- CC. RESCIND – BUS ZONE – Valencia Street, west side, from 17th Street to 72 feet southerly.
- DD. RESCIND – BUS ZONE – Valencia Street, east side, from 18th Street to 88 feet northerly.
- EE. RESCIND – BUS ZONE – Valencia Street, west side, from 18th Street to 75 feet southerly.
- FF. RESCIND – BUS ZONE – Valencia Street, east side, from 19th Street to 63 feet northerly.
- GG. ESTABLISH – RED ZONE – Valencia Street, east side, from 16th Street to 37' southerly.
- HH. ESTABLISH – RED ZONE – Valencia Street, west side, from 16th Street to 37' southerly.
- II. ESTABLISH – RED ZONE – Valencia Street, west side, from 266' north of 17th Street to 314' north of 17th Street.
- JJ. ESTABLISH – RED ZONE – Valencia Street, east side, from 200' north of 17th Street to 248' north of 17th Street.

- KK. ESTABLISH – RED ZONE – Valencia Street, west side, from 17th Street to 11' northerly.
- LL. ESTABLISH – RED ZONE – Valencia Street, east side, from 17th Street to 11' southerly.
- MM. ESTABLISH – RED ZONE – Valencia Street, west side, from 18th Street to 11' northerly.
- NN. ESTABLISH – RED ZONE – Valencia Street, east side, from 18th Street to 11' southerly.
- OO. ESTABLISH – RED ZONE – Valencia Street, west side, from 150' north of 19th Street to 198' north of 19th Street.
- PP. ESTABLISH – RED ZONE – Valencia Street, east side, from 117' north of 19th Street to 165' north of 19th Street.
- QQ. ESTABLISH – PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY- SATURDAY) – Valencia Street, east side, between 23rd and 24th Streets.
- RR. ESTABLISH – STOP SIGN – Foote Avenue and Huron Avenue, stopping Huron Avenue.
- SS. ESTABLISH – STOP SIGN – Edna Street and Marston Avenue, stopping Marston Avenue.
- TT. REVOKE – RED ZONE – Laguna Street, east side, from Sutter Street to 46 feet southerly.
- UU. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Laguna Street, east side, from Sutter Street to 46 feet southerly.
- VV. ESTABLISH – NO PARKING ANYTIME – Gold Mine Drive, north side, from Diamond Heights Boulevard to 140 feet westerly.
- WW. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Taylor Street, east side, from the crosswalk at Columbus Avenue to 13 feet southerly
- XX. RESCIND – NO PARKING, 7 AM TO 6 PM, EXCEPT SUNDAYS – Plymouth Avenue, west side, from Ocean Avenue to 104 feet northerly.
- YY. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Plymouth Avenue, west side, from Ocean Avenue to 104 feet northerly.
- ZZ. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Clementina Street, south side, from 8<sup>th</sup> Street to 57 feet easterly.
- AAA. RESCIND – RESIDENTIAL PERMIT PARKING AREA “U”, 1-HOUR LIMIT, 8 AM TO 10 PM DAILY – Clementina Street, south side, from 8<sup>th</sup> Street to 57 feet easterly.
- BBB. RESCIND – ONE-HOUR TIME LIMIT, 9 AM TO 6 PM, EXCEPT SUNDAY – Capp Street, east side, from 17<sup>th</sup> Street to 80 feet northerly.
- CCC. RESCIND – RED ZONE – Omar Way, south side, from 201 feet to 225 feet west of Sequoia Way.
- DDD. ESTABLISH – BLUE ZONE – Omar Way, south side, from 201 feet to 225 feet west of Sequoia Way.
- EEE. ESTABLISH – PARKING METER AREA 3, 2-HOUR TIME LIMIT, 9 AM TO 6 PM, EXCEPT SUNDAYS – Balboa Street, both sides, between 3<sup>rd</sup> and 7<sup>th</sup> Avenues.
- FFF. ESTABLISH – RED ZONE – Russ Street, east side, from Howard Street to 22 feet southerly.
- GGG. ESTABLISH – RED ZONE – Natoma Street, south side, from 283 feet east of 7<sup>th</sup> Street to 30 feet southerly (30-foot zone).
- HHH. ESTABLISH – RED ZONE – Natoma Street, north side, from 318 feet east of 7<sup>th</sup> Street to 30 feet easterly (30-foot zone).
- III. ESTABLISH – RED ZONE – Natoma Street, south side, from 123 feet east of Russ Street to 30 feet easterly (30-foot zone).
- JJJ. ESTABLISH – RED ZONE – Natoma Street, north side, from 158 feet east of Russ Street to 30 feet easterly (30-foot zone).
- KKK. ESTABLISH – RED ZONE – Minna Street, north side, from 147 feet east of Russ Street to 30 feet easterly (30-foot zone).



- LLL. ESTABLISH – RED ZONE – Minna Street, south side, from 201 feet east of Russ Street to 30 feet easterly (30-foot zone).
- MMM. ESTABLISH – RED ZONE – Moss Street, west side, from 275 feet south of Howard Street to 30 feet southerly (30-foot zone).
- NNN. ESTABLISH – RED ZONE – Moss Street, east side, from 325 feet south of Howard Street to 30 feet southerly (30-foot zone).
- OOO. ESTABLISH – PERPENDICULAR PARKING – Russ Street, east side, from Folsom Street to 116 feet northerly.
- PPP. ESTABLISH – PERPENDICULAR PARKING – Russ Street, east side, from 22 feet east of Howard Street to 69 feet southerly.
- QQQ. RESCIND – PERPENDICULAR PARKING – Russ Street, west side, from Howard Street to 126 feet southerly.
- RRR. RESCIND – PERPENDICULAR PARKING – Russ Street, west side, from Folsom Street to 151 feet northerly.
- SSS. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, south side, from 313 feet east of 7<sup>th</sup> Street to Russ Street.
- TTT. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, south side, from 153 feet east of Russ Street to 6<sup>th</sup> Street.
- UUU. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Minna Street, south side, Minna Street, north side, from 661 feet east of 7<sup>th</sup> Street to 6<sup>th</sup> Street.
- VVV. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Moss Street, east side, from Howard Street to 325 feet southerly.
- WWW. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, north side, from 348 feet east of 7<sup>th</sup> Street to Russ Street.
- XXX. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Natoma Street, north side, from 188 feet east of Russ Street to 6<sup>th</sup> Street.
- YYY. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Minna Street, south side, from 607 feet east of 7<sup>th</sup> Street to 6<sup>th</sup> Street.
- ZZZ. RESCIND – TOW-AWAY, NO PARKING ANYTIME – Moss Street, west side, from Howard Street to 275 feet southerly.
- AAAA. ESTABLISH – RAISED CROSSWALK – Northeast leg of the 7<sup>th</sup> and Minna Streets intersection (crossing Minna Street).
- BBBB. ESTABLISH – RAISED CROSSWALK – Southwest leg of the 6<sup>th</sup> and Minna Streets intersection (crossing Minna Street).
- CCCC. ESTABLISH – RAISED CROSSWALK – Northwest leg of the Folsom and Harriet Streets intersection (crossing Harriet Street).
- DDDD. ESTABLISH – RAISED CROSSWALK – Northeast leg of the 7<sup>th</sup> and Natoma Streets intersection (crossing Natoma Street).
- EEEE. ESTABLISH – RAISED CROSSWALK – Intersection of Russ and Minna Streets.
- FFFF. ESTABLISH – STREET CLOSURE – Russ Street, from Minna Street to 76 feet southerly (to create space for a plaza, but allow emergency vehicle access). (Explanatory documents include a staff report and resolution.) (Bond Yee)

Item 10.2 AA and BB were severed at the request of a member of the public.

PUBLIC COMMENT:

Barry Taranto stated that establishing a cab stand at these locations would be very helpful given the number of restaurants in the area. He asked that the items be put these on hold until staff can come back with a plan to install a cab stand. He also expressed concern about the status of the taxi detail.

Vice Chairman McCray requested an update on the status of cab stands.

On motion to approve Item 10.2 AA and BB:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

RESOLUTION 10-002

(10.3) Authorizing the Executive Director/CEO to provide a 10% local match in the amount of \$51,670 for a proposed FY2010/11 Bicycle Transportation Act grant-funded project totaling \$516,700. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

RESOLUTION 10-003

(10.4) Establishing an SFMTA Board of Directors meeting schedule for 2010. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

RESOLUTION 10-004

(10.5) Authorizing the Executive Director/CEO to enter into a five-year transfer discount agreement with the Golden Gate Bridge, Highway and Transportation District to replace the existing transfer discount with a \$.50 discount to GGBHTD ferry and transit riders transferring to Muni and a \$.50 reciprocal discount for Muni customers transferring to GGBHTD service and to provide these discounts only through TransLink®. (Explanatory documents include a staff report, resolution and agreement.) (Sonali Bose)

RESOLUTION 10-005

(10.6) Authorizing the Executive Director/CEO to award Contract #SFMTA2008/09-29 Conflict Resolution Training Services with Resource Development Associates to conduct conflict resolution training for an amount not-to-exceed \$174,975 and an initial term of one year with two options to extend the contract. (Explanatory documents include a staff report, resolution and agreement.) (James Dougherty)

RESOLUTION 10-006

On motion to approve the Consent Calendar (Item 10.1 B, C and D removed and continued and 10.2 AA and BB severed):

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

## REGULAR CALENDAR

11. Approving proposed increase to fines and penalties for various disabled parking violations and amending Transportation Code, Division II, Section 303 to reflect the increased fines and penalties which will take immediate effect. (Explanatory documents include a staff report, resolution, amendments and fact sheet.) (Sonali Bose)

### PUBLIC COMMENT:

Bob Planthold stated that this is too small a step and that the Board is being too soft. This is about the ability of people with disabilities to travel easily and safely. These fines should be a massive deterrent to people and shouldn't be used as a revenue source. He urged the Board to revisit this in six months and expressed concern about increased assaults on PCO's as a result of the increases.

Barry Taranto stated that this is important legislation. PCO's issue tickets to taxicab drivers who assist a disabled person in a blue zone. The PCO should first ascertain if they are assisting someone with a disability before issuing a ticket.

### RESOLUTION 10-007

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

12. Adopting a Contracting Delegation policy that authorizes the Executive Director/CEO to approve and execute certain contracts and contract amendments and close out contracts and authorizes the Executive Director/CEO to re-delegate the authority to staff subject to limitations set forth in the policy. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

No public comment.

### RESOLUTION 10-008

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

13. Authorizing the Executive Director/CEO to approve agreements with SFMTA contractors and vendors, under which the contractor or vendor agrees to accept discounted payments from the SFMTA. (Explanatory documents include a staff report, resolution and list of contractors.) (Sonali Bose)

### PUBLIC COMMENT:



Andre Spearman stated that this is an idea that SEIU floated to save money so they are excited that the SFMTA pursued it. It's important to discuss creative ideas together so this is not an isolated incident. The SFMTA has already done a tremendous job with balancing the budget and finding creative solutions but the right people need to be at the table.

#### RESOLUTION 10-009

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved. .

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

##### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 4:32 p.m.

##### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
David Hill, director, Transit  
James Dougherty, chief safety officer  
Sonali Bose, chief financial officer  
Virginia Harmon, manager, Contract and Procurements

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

- A. Torey Spencer Reeder vs. CCSF, Superior Ct. #CGC7466666 filed on 8/28/07 for \$400,000

RESOLUTION 10-010

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:58 p.m.

15. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss Reeder vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case. The Board did not discuss anticipated litigation with the city attorney.

16. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 5:01 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, January 19, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

01-15-10A08:25 RCVD

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-January 5, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
- (6.1) Election of SFMTA Board Chairman and Vice Chairman pursuant to SFMTA Rules of Order
7. Executive Director's Report (For discussion only)

-Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.



(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Lidia Corona vs. CCSF, Superior Ct. #CGC7470395 filed on 12/24/07 for \$10,000
- B. Charles Recio vs. CCSF, Superior Ct. #CGC7468390 filed on 10/19/07 for \$48,000

(10.2) Authorizing the Metropolitan Transportation Commission to program \$1,600,622 in Regional Improvement Program funds for the Church and Duboce Pedestrian Improvement Project, the Phelan Loop Pedestrian and Beautification Project, the SF Bike Parking Program – Valencia Street and Mission District, and the Sunset Pedestrian Improvement Project and Safety Education Program. (Explanatory documents include a staff report, resolution and legal opinion.) (Sonali Bose)

(10.3) Adopting the SFMTA's 2010 Advocacy Program. (Explanatory documents include a staff report, resolution and program.) (Kate Breen)

#### REGULAR CALENDAR

11. Presentation and discussion regarding the F Y 10 year-end budget. (Explanatory documents include a slide presentation.) (Sonali Bose)

12. Presentation and discussion regarding options to reform the taxi industry. (Explanatory documents include a slide presentation.) (Debra Johnson)

13. Approving Amendment #3 to the Appointment and Compensation Agreement between the City and County of San Francisco and Nathaniel P. Ford, Sr. to reduce the compensation paid to Executive Director/CEO Ford by 2% of his current base salary; extend the term of the contract through January 16, 2014; defer award of incentive compensation for FY2009; reduce Mr. Ford's entitlement to severance pay, and increase Mr. Ford's executive leave by five days per fiscal year. (Explanatory documents include a staff report, resolution and amendment.) (Roberta Boomer)

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

## CONFERENCE WITH LEGAL COUNSEL

### Existing Litigation:

- A. Thomas Ogawa vs. CCSF, Superior Ct. #481555 filed on 11/30/08 for \$20,000
- B. Eiad Eltawil vs. CCSF, Superior Ct. #CGC9484219 filed on 1/21/09 for \$27,250
- C. Elka Maslyanko vs. CCSF, Superior Ct. #8478363 filed on 8/6/08 for \$90,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

## CONFERENCE WITH LEGAL COUNSEL

### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

## ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

## ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).







SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, January 19, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2:00 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 2:03 p.m.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on "vibrate" cause microphone interference and requested that they be placed in the "off" position.

### 4. Approval of Minutes

On motion to approve the minutes of the January 5, 2010 Regular Meeting: unanimously approved.

### 5. Communications

None.

### 6. Introduction of New or Unfinished Business by Board Members

Chairman Nolan announced that CAC member Norm Rolfe had passed away and acknowledged him for his passion and respect. He stated that the meeting be adjourned in his memory. Daniel Murphy, Chairman, CAC, spoke about Norm's contribution to public transportation and San Francisco.

### (6.1) Election of SFMTA Board Chairman and Vice Chairman pursuant to SFMTA Rules of Order

No public comment.

On motion to elect Tom Nolan as Chairman:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

On motion to elect James McCray as Vice Chairman:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

7. Executive Director's Report (For discussion only)

-Ongoing Activities

Executive Director/CEO Ford reported that the Central Subway Project was granted approval for entry into final design by the Federal Transit Administration.

8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, presented the report.

9. Public Comment

Bob Planthold expressed concern over the lack of quality decision making. The Board has ducked issues such as moving Muni onto Mission Street. The Board hasn't earned the public's trust.

Steve Pitocchi, SEIU 1021, stated that a resolution of the budget issues will require a reasonable solution. The agency will save \$300,000 in one month by not going forward with layoffs. He urged the Board to extend layoffs until February 28.

Adell Scott stated that the SFMTA can't depend on bad behavior by the public to balance the budget. He urged the Board to extend layoffs until all avenues have been explored.

James Bryant stated that SEIU delivered additional money through the passage of Prop. A. Members wanted to help save their jobs but now car cleaners, clerical workers, and custodians are losing their jobs. He asked the Board to look at SEIU's alternatives.

Leah Berlanga, SEIU 1021, stated that they have been working hard to identify efficiencies and other revenue. Laying off fare collectors is a bad idea because buses don't have enough people to collect coins. When cash boxes get full operators will have to let people ride for free. Ms. Berlanga requested an opportunity to help before drastic cuts are implemented.

Mary Walker expressed concern over the layoffs and budget cuts. Fare gates are not modernized nor equipped to accept fares. Revenue staff is needed to sell tickets until systems can be upgraded. There needs to be revenue support at the Embarcadero station for events such as the Emerald Bowl.



Vera Haile spoke about the difficulties of living on a fixed income in San Francisco. Seniors face a rapidly shrinking income and they depend on Muni.

Andre Norman stated that health and safety will be compromised if buses aren't cleaned. Car cleaners disinfected buses to keep them clean after the flu epidemic happened. People won't ride filthy buses which will result in lost revenue.

Frank Black spoke about Proposition E which he said, stressed the system, staff performance and customer service. All three will be affected by employee cuts. We don't have enough people now to do the work and we'll lose more money if people are laid off.

Craig Martin, Convenient Parking, discussed the request for proposals (RFP) for management of parking garages. It appears that someone is exerting undue influence over this process. It seems that the prior decision to go forward is being held hostage. He asked the Board to review the situation. Staff casted its' net and got its' results, now it is time to move forward.

Fred Bekele stated the issue with the RFP is that one company isn't happy with his company and with the award so they're trying to block it. We're ready to go forward. We have rightfully won this RFP and there is no reason not to go forward.

Simon Brown stated that the RFP system should be maintained. It provides a fair and translucent process for participation. Compromising is short sighted, won't guarantee that the best individuals will get the job, and that minorities will receive a level playing field. The bid should be awarded.

Charlie Walker stated that nothing ever comes from testifying before the Board. Nobody did anything after he commented about the left turn signs on Third Street. Nobody has thought about putting parking lots in the Bayview. 42% of black men in San Francisco are unemployed and then, when one is involved in a parking lot, you say you're going to sell the lot. Something is wrong with this. Only white people understand how the system works.

Stephen LaMell stated that he received a layoff notice. He's been working at the SFMTA for two years and is opposed to these cuts. There's a lot of bureaucratic red tape at the top that can be cut. The people of San Francisco will be ill served by the cuts and the fact that they'll have to ride dirtier buses. Most of the cuts are to people of color.

Tariq Mehmood stated that transit lanes and forward facing cameras are causing trouble for cab drivers. There is no place to stop at the Embarcadero Centers. Taxi drivers are getting ticket after ticket for doing their job.

David Pilpel stated that Norm Rolfe was contentious and passionate and not mean spirited. He expressed interest in a report that followed up on the July 2009 West Portal incident. The hiring of a Deputy Executive Director at a considerable salary is an incredibly bad idea. The agency should cancel the Central Subway Project. He asked if the agreement with the Golden Gate

Bridge District required action by the Board of Supervisors. The agency's photographer is being laid off but she does good job, including maintaining the agency's valuable photo collection. The proposition that established the SFMTA is now ten years old and there should be some reflection on how the experiment turned out.

Tommy McGowan stated that staff has been cut so that, on the weekend, there is one person to clean vehicles. Public safety has been cast away. The Board should come to a yard and see how the buses are being trashed.

Lourdes Alarcon expressed concern about health issues with buses being dirty because car cleaners are being laid off. This will affect children and seniors. She urged the Board to not lay off car cleaners.

Fran Taylor stated that workers have been treated with the same kind of contempt as the riders. Riders aren't customers, they are hostages. Every minute added to the schedule will add time and more customers. It will also increase commute time. Many low paid workers use the F line to get to work.

Bud Hazelkorn, UTW, discussed the disappearance of taxi enforcement. Before, when a taxi driver was attacked, bulletins would have been posted at all cab companies that gave details about the suspect and provide information about protocol. The elimination of the taxi detail is a travesty.

Marlene Tran stated that Muni's TEP didn't involve community input during the critical stages. Some people only found out about the changes after they were approved. The city's serious fiscal crisis hits low income people hard. Money was wasted by needlessly renumbering buses.

Giovanna Soto stated that she is scared that she'll get infected because the SFMTA is laying off bus cleaners. Students will pass on infections. Big groups of kids take Muni for field trips and there's a lot of dirt on buses.

Louis Pillon stated that historically public transportation was wonderful. It was done by horse and carriage and it attracted tourists. In past two decades, transportation has become a blight. The issues within the SFMTA are institutional. He has not received a penny from the SFMTA since he was rear ended by a 71 line bus.

Joe Mirabile, UTW, stated that the Mayor said that he would protect Prop. K and respect the will of the voters but that hasn't happened. The SFMTA is going to turn the cab industry upside down. There is a lack of initiative and imagination that will leave the industry at the mercy of unsympathetic people.

Reginald Drake stated that the Muni Revenue division is planning to close the place that sells passes at the Montgomery Station. That place makes money. Buses are filthy. We need to get decision makers to sit with SEIU to rescind layoffs so we can get on the right track.

Abe Dabis stated that employees have done all they can to help the SFMTA but the SFMTA is about to make a bad decision that will put PCO's into a crisis situation. PCO's bring in revenue. Those who are being laid off work on Saturdays and Sundays. The SFMTA isn't seeing the big picture.

Blake Derby stated that San Francisco is being touted as a green city. Muni isn't sustainable but taxis are. Income could be gained by collecting fares. The top paid person shouldn't be paid more than four times what the lowest paid person is paid. If everyone who makes over \$100,000 took a year off the budget crisis would be solved. The SFMTA hasn't done anything about illegal limos.

Wayne Basker stated that he is scheduled to be laid off on Friday. There is something fundamentally flawed in the accounting that has been provided to the Board. PCO's facilitate the safe, continuous flow of traffic during peak periods. There is a depth and broad scope to what PCO's do. PCO's help keep the city running smoothly and they are a good investment.

Barry Korengold stated that the job of a cab driver is one of the most misunderstood jobs. They pick up strangers, dodge drunk drivers and red-light runners. Last week a driver was stabbed. Nobody is enforcing illegal limos and the taxi detail was eliminated. We need to have staff in order to deal with our issues and come up with solutions.

Francoise Spiegelman stated that San Francisco cab drivers are ambassadors to visitors to the city. They would like to be respected for what they offer.

Ed Healy stated that taxi drivers can't do their job if they're arbitrarily being given tickets. Dealing with crimes against cab drivers is a low priority for policy makers.

Mark Gruberg stated that information about incidents should be provided to all dispatchers so it can be given to drivers. This is the third time that a really serious taxi matter has been pushed behind another issue on the agenda. He requested that taxi issues be scheduled at the top of the agenda or scheduled for a special meeting.

Katherine Roberts stated that parking control officers have a hard job and need to be acknowledged. They need to be empowered to ticket people. If they ticketed violators, we would have the money to fix the budget deficit.

Tone Lee stated that San Franciscans are spoiled. Costs are going up. People want more but want to pay less. It will cost you two dollars to get on a subway in New York City and another two to get off. He stated that he would clean buses if given a free fast pass.

Emil Lawrence stated that the SFMTA Board doesn't know how to cut the deficit or cut red ink. Cab drivers are not making what they made two years ago. Layoffs should start at the top. Pensions should be cut at the top. Payroll should be cut by 35% or more. There are more than enough meter maids for two counties.



Peter Kirby expressed concern about what may happen to the taxi medallion wait list. He is opposed to any reform. The current system works well. The proposed reforms will diminish opportunities for drivers and will kill the dream of many who are hoping to get a medallion.

Tom Radulovich, Livable City, stated that last year they urged the Board of Supervisors to overturn the budget. There was a deal struck with Mr. Ford to bring forward a proposal to extend meter hours. Prop. A gave the SFMTA a strong mandate to reduce greenhouse gas emissions. The current policies to raise fares and cut service will drive people away from public transit and won't get us to the goal of reducing emissions by 20%.

Ron Fishman stated that cameras on Muni buses are used to ticket cab drivers. UTW told him that cab drivers have the right to use bus stops to pick up and drop off people. He urged the Board not to ticket drivers who use bus zones or for parking in driveways to pick up passengers.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Lidia Corona vs. CCSF, Superior Ct. #CGC7470395 filed on 12/24/07 for \$10,000
- B. Charles Recio vs. CCSF, Superior Ct. #CGC7468390 filed on 10/19/07 for \$48,000

#### RESOLUTION 10-011

(10.2) Authorizing the Metropolitan Transportation Commission to program \$1,600,622 in Regional Improvement Program funds for the Church and Duboce Pedestrian Improvement Project, the Phelan Loop Pedestrian and Beautification Project, the SF Bike Parking Program -- Valencia Street and Mission District, and the Sunset Pedestrian Improvement Project and Safety Education Program. (Explanatory documents include a staff report, resolution and legal opinion.) (Sonali Bose)

## RESOLUTION 10-012

(10.3) Adopting the SFMTA's 2010 Advocacy Program. (Explanatory documents include a staff report, resolution and program.) (Kate Breen)

## RESOLUTION 10-013

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

## REGULAR CALENDAR

11. Presentation and discussion regarding the FY10 year-end budget. (Explanatory documents include a slide presentation.) (Sonali Bose)

Sonali Bose, chief financial officer, presented the staff report.

### PUBLIC COMMENT:

Bob Planthold stated that the presentation lacks enough information to make good decisions. The job of finding \$2 million in savings from work orders is not the job of the controller. It is the job of the SFMTA. He questioned the SFPD work order and why the SFPD can charge the SFMTA for doing the job they should be doing. He has been sending e-mails to staff about why fare boxes are broken. The figures presented have been made up and are without any substance.

Kevin Carroll, Fisherman's Wharf Community Benefit District, expressed opposition to raising the F line fare to \$5. Workers can't afford fast passes. This won't benefit employees, visitors, or residents.

Keith Saggers expressed opposition to raising F line fares. Parking meter rates should be raised. The Translink card works and should be pushed more.

Donna Willmott, Planning for Elders, expressed opposition to raising the discount pass. Seniors and peoples with disabilities have been subject to income and benefit cuts. This would be crushing for people who have limited transportation options. Transportation is a collective resource.

Robin Clarke stated that Muni is broken. There appears to be a systemic problem with Muni and change needs to start at the top, with the Board. The economy is just an excuse.

James Sellman stated that as a car driver, he can do what he wants but as a Muni rider, he has to pay and he gets service cuts and fare increases. Drivers get coddled. Muni riders get punished.

Arthur Gonzales stated that he doesn't understand how the SFMTA will save money by fixing 85 buses in southern California and not having in-house mechanics rebuild transmissions and differentials. SFMTA mechanics would do it better and faster.

Henri Pan stated that he is outraged that the Board is raising fares and cutting service. Seniors already have difficulty living in San Francisco so increasing the discount pass to \$30 is a bad idea. Drivers should be charged.

Sprague Terplan stressed that climate change imperils everyone. Increases to fares will hurt families. Instead the SFMTA could offer a discount price to families who travel on Muni with their children. Increasing the cost of the pass will drive people to cars.

David Pilpel suggested that the Board publicize recent data on ridership. The package that was presented doesn't seem like a coherent plan. It's desperate and sad that we have to make these choices now. It's unrealistic that schedule changes will occur in two months.

Sue Vaughan asked about the plan to make the city truly a "Transit First" city. Parking meter hours should be expanded. The status quo is unsustainable.

Gerald Cauthen stated that many recognize the tough spot that the SFMTA is in. Muni used to be a key element in San Francisco's economy. The city is scrambling to find billions for a useless subway into Chinatown. "Transit First" is nowhere close to being implemented. He expressed support for any effort made to redirect capital funds to meet emergency operating needs.

Emil Lawrence wondered why there aren't copies of the budget available. He stated that he hasn't seen any cuts to salaries. There is no accountability. He has been passed over for a budget analyst's job.

John Murphy stated that he is a regular rider. The proposal is the opposite of the "Transit First" policy. We're "nickel and diming" riders and laying off low level staff. The SFMTA needs to offer good service for a nominal cost for the public benefit.

Herbert Weiner stated that management needs to be reformed. Incompetent manager should be fired. It's time to draw a line in the sand.

Tariq Mehmood stated that he supports raising the F line rate by \$5 because people will choose to take a taxi instead. Half the meters are expired on every block which means that a lot of money is being wasted. Parking Control Officers should be increased and should be urged to write as many tickets as they can.

Andre Spearman, SEIU 1021, expressed concern about current and future budgets. He stated that he was insulted by the statement that ED/CEO Ford has met with SEIU and that proposals are being considered. The relationship is damaged. They would prefer to be in a more positive role to figure out both short and long term solutions.



Linda Chapman stated that Muni seems to be unmanageable. The SFMTA should look to federal personnel regulations as a model for how to deal with personnel. The biggest way to save money is to end the central subway project. The SFMTA is on the verge of a meltdown. A tremendous amount of money is wasted on 311 calls. Muni riders don't have computers at home so they can't get transit information.

Joe Mirabile called the idea of taxing cars the most creative idea he has heard. Yanking money out of the taxi industry will damage the industry. The SFMTA should go after creative ideas instead of turning the cab industry upside down.

John Han stated that passengers who don't want to pay their fare will go to the second car of a two car train. Muni's inability to collect fares is a problem. Instead of laying off people, the SFMTA should add a fare taker for those cars.

Dave Snyder expressed concern about the SFMTA's commitment to a safe public transit system. The Bridge Board will have to make difficult decisions and they will have to raise fares and cut service but staff gave their Board a menu of choices to debate in a public and deliberative way. SFMTA staff should provide choices.

Michael Kurpieski stated that the Board should consider the medallion plan

Dave Schneider asked for an explanation for why the Central Subway project is going ahead. As a matter of priority, a line should have been built down Geary first.

12. Presentation and discussion regarding options to reform the taxi industry. (Explanatory documents include a slide presentation.) (Debra Johnson)

Christiane Hayashi, deputy director, Taxi and Accessible Services, presented the staff report.

#### PUBLIC COMMENT:

Joe Mirabile stated that you should tell people that you're about to raise the meter rates. Borrowing \$250,000 to buy a medallion will mean that borrowers will have to pay \$1600-\$1800 per month for a long time. As meter rates and gates increase, it will guarantee an increase in the turnover rate of cab drivers and the city will lose experienced drivers. A Public Necessity and Convenience hearing hasn't been mentioned.

Christopher Fulkerson stated that the sale of medallions is akin to the medieval practice by popes of selling salvation. Selling medallions will result in a corporate structure and will result in a loss to San Francisco. Medallions are not a commodity.

Bill Mounsey stated that the Board doesn't care about taxi drivers or their business. The Board is racist. The city would break down without cab drivers. Medallions are not a commodity.

Mark Gruberg stated that there are dozens of unanswered questions. This isn't a proposal, it's just an outline of a proposal. They need to see the plan in writing. This isn't reversible. This started as, and still is, a revenue-driven policy. The public and drivers aren't being served.

Bud Hazelkorn stated that banks stopped lending money and are still not lending money. Yellow and Luxor will lend money but they will take your medallion if you miss a payment. This proposal eliminates the only reason that cab drivers stick around, that is, to receive a pension through a medallion.

Charles Rathbone, Luxor, stated that Ms. Hayashi has earned their trust and confidence. They don't want this plan but they are pleased to support this plan without reservation and will use their talents and resources to make the plan a success.

Tariq Mehmood stated that he supported the sale of medallions five years ago. Ms. Hayashi closed the waiting list without notice. She should have provided notice to drivers in advance.

(Director Lee left the meeting.)

Ben Valis stated that the system in place is a great system. He expressed appreciation for the town hall meetings and for crafting a somewhat equitable plan. The plan has some flaws and will slow things down. Being on the wait list gives cab drivers the chance to have the American dream.

Saam Aryan stated that he had been a strong opponent but Ms Hayashi convinced him to change sides.

Ron Fishman stated that medallions were supposed to be issued to people on the waiting list but there are 80 that have never been issued. Issuing them to people rather than to cab companies would result in better customer service. A 20% transfer fee on the sale of medallions is not fair. The transfer fee in New York City is 4%. A medallion sells for \$80,000 in Chicago.

David Barlow stated that he has lost \$60 waiting for this meeting to occur. He expressed opposition to the proposal. Thousands of cab drivers are being neglected and mistreated. We don't get health care or sick leave and we get shaken down every time we come to work.

Ed Healy stated most of those who are complaining now didn't attend the meetings. Ms. Hayashi did a fantastic job given the variety of ideas presented. The plan addresses older drivers currently driving and those on the list. This proposal is more practical and is possible.

Emil Lawrence stated that the Board is sucking his blood and eating his flesh. Cab drivers have no pension and no unemployment. This plan hasn't been voted on by the public. The Board is doing the Mayor's bidding.

Mychael Monroe stated that San Francisco is the only city where you can't buy a medallion. The plan is well thought out. Limousines take 50% of our business illegally. If you stop the illegal limousines, you can issue more medallions.

Blake Derby stated that he appreciates Ms. Hayashi and hopes that everyone can get what they want. The money should go back to the industry.

Francoise Spiegelman stated that she has been waiting for a medallion for more than 20 years and is now number 27 on the list. She expressed hope that solutions can be found for problems facing the industry.

Barry Korengold expressed opposition to the sale of medallions to fix the city's budget woes however most have been convinced by Ms. Hayashi that being part of this plan would be beneficial so they are going along. He expressed hope that the pilot program would provide information about affordability for the average cab driver. 100% financial assistance must be provided and an alternative exit strategy must be offered.

Dan Hinds, National Cab, commended Ms. Hayashi for making herself available to everyone and for adjusting her thinking in response. This is a work in progress. Prop. K is flawed. Elderly drivers have no way to exit. This is an attempt to allow elderly and disabled drivers to sell to people on the wait list at a fixed price. There are advantages for them.

Rua Graffis stated that no one would condone a developed country taking the resources of a third world country. Cab drivers have no benefits. This proposal helps a few medallion holders but not those without. The plan puts those workers in jeopardy. Ms. Graffis presented UTW's proposal.

Dave Schneider recommended that the SFMTA proceed with the plan. He expressed appreciation to staff for being proactive but added that the plan could be tweaked. With regard to the recent stabbing, if the industry had centralized dispatch, information would have gone out to all cab drivers.

Jim Gillespie, Yellow Cab Coop, commended staff for over 175 hours of outreach. All factions appreciate these efforts. Speakers opposed to this are afraid of the unknown. Other cities think it's crazy how we operate things here. If the city could eliminate the illegal limousine business, the number of medallions could be increased

Jane Bolig, SF Taxi Coalition, stated that this was a plan derived by consensus. Those opposed to it had opportunities to participate but they opted out. We all gave something up to achieve this. This keeps medallions in the hands of drivers and gives younger drivers the chance to get a permit. It gives older and disabled drivers the chance to move out and it provides revenue for the SFMTA. Ms. Bolig expressed hope that the Board will allow it to go forward.



John Han expressed support for the single owner option in the proposal. He commented that whether you maintain Prop K or move toward transferability, good drivers won't be able to get a medallion. This is supposed to be a business where drivers are self-employed but they are faced with restrictions from owning their own business. They don't have benefits or other protections.

Victoria Lansdown stated that burdening an overworked, underpaid cab driver with Muni's deficit is unconscionable. She added that overall the process has been sound and she supports the plan. This is making the best of a bad situation.

Carl Macmurdo, Medallion Holder Association, expressed support for the program and applauded staff for their work. This will allow older drivers to exit the industry. It's also an opportunity for people who are lower on the list.

Mike Spain expressed appreciation to Ms. Hayashi for her work considering all of the forces involved in the industry. Many are protecting their own self interests. Nobody ever gives up their medallion. Due process and the ADA law have prevented the city from revoking even one taxi medallion.

Mary McGuire commended Ms. Hayashi for listening but doesn't think that it's a good idea for the SFMTA to get into the business of leasing medallions. The fund for drivers is well intentioned but before a new one is created, the Board should find out what happened to revenue from the old fund. The 60 medallions that the SFMTA are holding should be reissued.

Tone Lee stated that they would like to see more aggressive reform of the industry. Drivers want to own medallions. It's hard to earn money in the business. 3000 drivers support 1000 medallion holders.

Michael Gibbons stated that selling medallions may put drivers into debt and create hardship. \$250,000 is an arbitrary figure. It's hard to assess the real value. San Francisco can't be compared with other cities because Prop. K is unique.

Jack Trad stated that he lobbied for Prop. K. He attended the town hall meetings with Ms. Hayashi and thinks she has done a fantastic job.

Ali Shen expressed support for the sale of medallions. All medallions should be sold to people on the waiting list. This will help all drivers.

Michael Santee urged the Board to approve the proposal. There was poor foresight when Prop. K was created. This proposal considers everyone and is extremely fair. If cab drivers pay their taxes, they'll have social security.

Yossedek Desta stated that Prop K is that it hasn't been operating under the principals of free enterprise. Mr. Desta stated that he disagrees with anything that doesn't comply with the principals of free enterprise. He requested a copy of the proposal in writing.

Director Beach requested that staff provide a report regarding what they are doing and what can be done regarding illegal limousine service.

13. Approving Amendment #3 to the Appointment and Compensation Agreement between the City and County of San Francisco and Nathaniel P. Ford, Sr. to reduce the compensation paid to Executive Director/CEO Ford by 2% of his current base salary; extend the term of the contract through January 16, 2014; defer award of incentive compensation for FY2009; reduce Mr. Ford's entitlement to severance pay, and increase Mr. Ford's executive leave by five days per fiscal year. (Explanatory documents include a staff report, resolution and amendment.) (Roberta Boomer)

#### PUBLIC COMMENT:

David Pilpel stated that extending the contract is not warranted at this time. It would be useful for Board members to serve on the TJPA and JPB Boards. Other agencies appoint policy makers and not agency heads. Mr. Pilpel requested that information regarding the cumulative total of benefits and leave time be disclosed.

#### RESOLUTION 10-014

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, McCray, Nolan and Oka

ABSENT - Lee

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Lee-absent).

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 7:08 p.m.

##### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
James McCray, Jr.

Tom Nolan  
Bruce Oka

Absent: Jerry Lee

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
David Hill, chief operating officer  
Jim Dougherty, chief safety officer

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Existing Litigation:

- A. Thomas Ogawa vs. CCSF, Superior Ct. #481555 filed on 11/30/08 for \$20,000
- B. Eiad Eltawil vs. CCSF, Superior Ct. #CGC9484219 filed on 1/21/09 for \$27,250
- C. Elka Maslyanko vs. CCSF, Superior Ct. #8478363 filed on 8/6/08 for \$90,000

#### RESOLUTION 10-015

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, McCray, Nolan and Oka

ABSENT - Lee

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 7:13 p.m.



15. Announcement of Closed Session.


Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Ogawa, Eltawil and Maslyanko cases with the City Attorney. The Board of Directors voted unanimously to settle the cases. There was no discussion of anticipated litigation.

16. Motion to disclose or not disclose the information discussed in closed session (Lee-absent).

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 7:14 p.m. in memory of Norm Rolfe.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

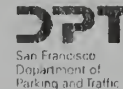
A handwritten signature in black ink, reading "R. Boomer". The signature is written in a cursive, flowing style.

Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



Municipal Transportation Agency



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Friday, January 29, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
10 A.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-January 19, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

-Special Recognition Award  
-Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

A. Ted Jones vs. CCSF, Superior Ct. #CGC7467325 filed on 9/19/07 for \$90,000

(10.2) Approving the following traffic modifications:

- A. REVOKE – BLUE ZONE – 199 Greenwich St., south side, from 73 feet to 95 feet west of Battery St.
- B. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA L, 2 HOUR PARKING, 8 AM to 6 PM, MONDAY THROUGH FRIDAY – 4th Ave., between Cabrillo and Fulton Sts.; Cabrillo St., between 3rd and 4th Aves.; and Fulton St., between 3rd and 4th Aves.
- C. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S ELIGIBILITY – 824 Valencia Street.
- D. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Z ELIGIBILITY – 1252 Valencia Street.
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- F. ESTABLISH – STOP SIGNS – Stopping 32nd Avenue at Vicente Street.
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- H. ESTABLISH – STOP SIGNS – Stopping Folsom Street at Powhatten Street.
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- T. ESTABLISH – MUNI BUS ZONE (REPLACE EXISTING FLAG STOP) – Diamond Heights Boulevard, north side from Duncan Street to 57 feet easterly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Approving the plans and specifications and authorizing the Executive Director/CEO to award Contract No.1230 Cable Car Propulsion System DC Motor Drives Upgrade, to Shimmick Construction for a contract amount of \$5,085,000 and a term not to exceed 550 days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

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(10.5) Approving the issuance of a transit pass at no cost for use by registered transit and transportation professionals and attendees of the 2010 Institute of Transportation Engineers District 6 Annual Meeting (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### REGULAR CALENDAR

11. Presentation and discussion regarding the FY10 year-end budget including changes to Muni service. (Explanatory documents include a slide presentation.) (Sonali Bose)

12. Presentation and discussion regarding the SFMTA's Fiscal Years 2011 and 2012 budgets. (Explanatory documents include a slide presentation) (Sonali Bose)

13. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Ronald Crosley vs. CCSF, Superior Ct. #8474720 filed on 5/1/08 for \$1,250,000



4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

X As defendant or X As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A, SEIU Local 1021

To discuss:

X Wages  
X Hours  
X Benefits  
X Working Conditions  
X Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

14. Announcement of Closed Session.

15. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).

## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNIMetro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>







SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, January 29, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
9:00 A.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

GOVERNMENT  
DOCUMENTS DEPT

FEB 23 2010

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

SAN FRANCISCO  
PUBLIC LIBRARY

Roberta Boomer  
BOARD SECRETARY

## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 10:03: a.m.

### 2. Roll Call

Present: Cameron Beach – absent at roll call  
Shirley Breyer Black  
Malcolm Heinicke – absent at roll call  
Jerry Lee  
James McCray, Jr. – absent at roll call  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

On motion to approve the minutes of the January 19, 2010 Regular Meeting: unanimously approved (Beach, Heinicke, McCray-absent).

### 5. Communications

Board Secretary Boomer announced that that an overflow room had been established in the South Light Court. Speakers would be allowed time to come to Room 400 to address the Board.

Chairman Nolan stated that Items 11 and 12 would be called after the report from the CAC Chairman and that the Board would take a break.

### 6. Introduction of New or Unfinished Business by Board Members

None.

### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Directors Beach, Heinicke and McCray arrived.

Executive Director/CEO Ford presented Special Recognition Awards to Henry Gong, senior administrative analyst, Revenue Section, Finance and Information Technology; Kathleen McEvoy, Manager, Color Curb Program, Sustainable Streets; Lewis Ames, Finance Manager, Central Subway Project, Capital Programs and Construction.

#### 8. Citizens' Advisory Council Report

No report.

#### 9. Public Comment

Mark Gruberg asked that the taxi issue be pushed down the road or scheduled for a special meeting. This will permanently tie up industry revenues in a mountain of debt that won't result in benefits for drivers. He will provide his objections in writing.

Jane Bolig stated that this process has been more than fair. Issues were aired in front of everybody and at least one of Mr. Gruberg's ideas has been incorporated into the proposal. The industry is on board with the plan.

Mark Gleason, Local 665, stated that they are supportive of proposals to remove free parking in garages. He invited the Board to a press conference.

David Pilpel questioned whether the Board had been apprised of the revenue generating proposals presented over the years. He urged the SFMTA to bring forward possible ballot measures so there is time to consider them. He also noted that there will be a number of senior employees who will be retiring soon which will result in a loss of leadership and knowledge about the system.

Barry Taranto stated Ms. Hayashi had done a fantastic job of uniting the taxi industry and coming up with proposals that many can live with. The proposal provides an exit strategy. He expressed concern over the transfer of oversight of the taxi detail from Ms. Hayashi to Jim Dougherty.

Craig Martin stated that he doesn't understand how the process for the contract for garage management has changed. It appears that a current garage operator influenced the process. It was a fair and open process and the contracts should be awarded.

Charlie Walker asked what the process was for the garage contract and that the matter be agendaized. Muni promised off-street parking on Third Street. Things happen when black people are involved.

Fred Bekele stated that had his company been well connected they would have been awarded the garage contract. If added that if he had known that there would have been prejudice, he wouldn't have bid on it. The item should be put on the agenda.



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(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

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### RESOLUTION 10-016

(10.2) Approving the following traffic modifications:

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- B. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA L, 2 HOUR PARKING, 8 AM to 6 PM, MONDAY THROUGH FRIDAY – 4th Ave., between Cabrillo and Fulton Sts.; Cabrillo St., between 3rd and 4th Aves.; and Fulton St., between 3rd and 4th Aves.
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#### RESOLUTION 10-017

(10.3) Approving the plans and specifications and authorizing the Executive Director/CEO to award Contract No.1230 Cable Car Propulsion System DC Motor Drives Upgrade, to Shimmick Construction for a contract amount of \$5,085,000 and a term not to exceed 550 days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

#### RESOLUTION 10-018

(10.4) Authorizing the Executive Director/CEO to execute the First Modification to Contract No. 1222, Job Order Contract, with Power Engineering Contractors, to exercise the option of increasing the contract amount by an additional \$1,500,000, for a total Contract amount of \$4,500,000 to perform additional work related to infrastructure and facility enhancement and maintenance. (Explanatory documents include a staff report, resolution and modification.) (Carter Rohan)

#### RESOLUTION 10-019

(10.5) Approving the issuance of a transit pass at no cost for use by registered transit and transportation professionals and attendees of the 2010 Institute of Transportation Engineers District 6 Annual Meeting (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### RESOLUTION 10-020

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

## REGULAR CALENDAR

11. Presentation and discussion regarding the FY10 year-end budget including changes to Muni service. (Explanatory documents include a slide presentation.) (Sonali Bose)

Sonali Bose, chief financial officer, and Julie Kirschbaum, manager, Service Planning, presented the staff report.

### PUBLIC COMMENT:

Bob Planthold stated this is a war against people with disabilities and seniors and it's unconscionable to double the price of a fast pass when those living on limited incomes don't get cost of living increases. The Board is not being good stewards and is not showing thought or analysis in public. Going from \$15 to \$30 will reduce mobility. Both buses today had broken fare boxes. The SFMTA should go after drivers.

Jazzie Collins stated that every year there's a deficit that the public has to pay for. Neither riders nor employees are at fault. When someone's monthly income is \$800 and rent is \$600, a fast pass isn't affordable. He urged the Board to reduce their salary.

David Keck asked the Board to consider alternates before increasing the price for the disabled and seniors.

Eric Chase stated that while he is sympathetic to the state stealing transit funds, this budget is putting too much of the burden on riders and not enough on drivers. There is \$17.5 million available from the Airport Connector funds. The Board is violating its discretion by not exploring parking meter hours. Mayor Newsom has a poor understanding of the Transit First policy.

Irwin Lum expressed opposition to fare increases and reductions to service. Buses will be more crowded and people will be passed by. Street cleaning, work orders, extending parking meter hours should be reconsidered. He stated that layoffs will result in less reliability and more breakdowns. Service will be killed in the long run.

Marc Christensen stated that he is opposed to increasing fares, reducing service and increasing the cost of residential parking permits. Instead, he suggested that the SFMTA look at enforcement and cut backs in management costs. The use of cell phones should be curtailed and all unnecessary overtime should be cut. The cost for parking citations should increase.

Bruce Allison stated that the proposal to increase discount fares is a 300% increase in one year. If this passes, the SFMTA may be an increase in artificially made passes. Non-residents who go to nightclubs should be charged.

Tom Rubens spoke in opposition to increases to the pass for seniors and disables.



Ernestine Patterson stated that doubling the amount of the senior discount pass removes the feeling of independence and flexibility. It is thoughtless to ask people who are visually impaired to pay more. Don't raise fares

Randall Glock stated that wait times will increase and wheelchair users will have a tough time.

Frank Lara addressed the Board in Spanish.

Forrest Schmidt stated that there must be tough decisions made. This is a model for how to wreck a transit system. Seniors will have to pony up double the amount of money. The rich aren't paying their way and are being bailed out. The poor and working class are paying more.

Kathleen Mayeda stated that people recognize that these are difficult times but the \$30 cost should be reconsidered. Seniors can't afford it and won't buy food or medicine as a result. They will be isolated and will rot at home. It is crucial to figure out an alternative.

John Connolly stated that he can't afford to pay the proposed increases.

Briana Beker stated that this is a crisis and she can't afford to pay the proposed increases.

Lisamaria Martinez stated that these actions will take away her independence. People with disabilities depend on public transit. She urged the Board not to increase fares

Patricia Jones stated that it would be impossible to pay for the increases. Salaries should be cut.

Bobby Bogan stated that the nation is in an economic crisis that is far from over. These proposals should be stopped today and realistic solutions need to be presented, such as high salaries.

Raymond Vega urged the Board to freeze the cost of passes and to repair the stuff that the SFMTA has now rather than build new things. This is no way to live.

Jeanne Lynch stated that these proposals are genocide for the elderly and disabled. Seniors can't shop now because the SFMTA stopped running the Ocean Beach bus. She urged the Board to re-examine this budget and eliminate what is being done to seniors and the disabled.

Elizabeth Dawson stated that transportation is a collective resource and right. Seniors and people with disabilities need affordable transportation. The SFMTA will be judged by how it treats the most vulnerable citizens.

Robert Weber stated that doubling the fares will make vulnerable people bear the brunt of the lack of foresight by the financial sector. These actions will encourage criminal behavior. He urged the Board to have compassion for those less fortunate before balancing the budget on the backs of those who can't afford it.

Clifford Phillips asked the Board not to raise the cost of the fast pass. The increase is too much.

Francesca Rosa stated that they try to help people become independent. The disabled pass helps them help their disabled clients live a better life. Please do not raise this rate as it would affect disabled clients in a serious way. Those on fixed incomes are having a tough time in this economy.

Oscar Faramidan stated that this is not the right time to increase fares. People are suffering and their daily lives are affected. The voice of the people is the voice of god.

Lolita Tanner wondered why there is a problem with a budget. The poorest people are always the first to be impacted. Ms. Tanner invited the Board spend a week with their clients and seniors and see how hard it is for them to use public transportation. Increasing fares will make it more difficult for them and will negatively impact their pockets.

Day Chionsini asked the Board not to raise the price for seniors, kids and people with disabilities.

James Chionsini expressed opposition to fare increases for seniors and people with disabilities. People rely on Muni and must decide whether to buy food, medicine or a fast pass. Seniors are already hurting. These proposals are disproportionately hitting seniors and people with disabilities.

Donna Willmott stated that the outpouring of sentiment from affected consumers should convince the Board that these proposals are unconscionable. They will impact people's lives, health and safety and basic essentials for living. Tripling the cost of the pass is beyond the pale and should be reconsidered.

Gena Lynn Luna stated that it's not fair to raise fares. The SFMTA needs to crack down on people who board through the rear door. Buses are overcrowded. The SFPD should focus on crime on the streets and not on Muni.

Thomas Luong stated that Muni is important to the disabled community. Reducing schedules and increasing fares will affect lives. They can't afford it and have already suffered from the recent cuts.

Jamie Wong stated that people need to spend their money on rent and groceries and they can't afford the increase. Don't increase the passes for people with disabilities and seniors.

Sue Vaughan stated that the Mayor implored the Board to not expand the hours of meter operation but he is wrong. The status quo is not sustainable. We are at the beginning of the economic crisis and based on a report to the Board of Supervisors, we are going into an economic contraction due to the change from reliance on hydrocarbons.

Bonita Abram stated that she doesn't want her budget to be cut. She needs her money to pay her other bills.

John Coulter stated that it's hard to take the 14 Mission and he is sick and tired of budget cuts.

Patrick Flannery stated that he can't afford to pay the increase. While he wants to operate within the realms of the law, if forced to, he will ride illegally. Integrity is lacking in these decisions.

Anthony Castro stated that buses are overcrowded, operators are rude and people ride for free but his main concern is the increase to the discount fare for people with disabilities. They can barely afford to pay \$15. Doubling it will force people to board without paying and to steal transfers.

Don Baker stated that cuts to the 17 Park Merced line will strand students who attend evening classes and people who work the swing shift. The discount fare is being tripled in a short amount of time. Staff should look somewhere else.

Barry Taranto stated that the SFMTA needs to look for more revenue and not look to cuts. The report on Parking Control Officers and the number of citations issued was very interesting. He urged the Board to look at the deployment structure and to put PCO's on Muni routes and where people are double parking in the evenings. Meter hours should be extended. It is unfair to charge a transaction fee for people who go to the Customer Service Center.

Lionel Sanford stated that his only means of transportation is Muni. He stated that increasing the discount pass to \$30 is unfair and outrageous. Those who are lowest on the economic ladder shouldn't bear the burden. Mr. Ford should be asked to give back at least half of his salary raises. He asked the Board to take old people into consideration.

Tom Lam stated that he can't afford an increase to the cost of a pass because he has to pay rent and buy food and clothes. It is hard to pay for bus fares. He urged the Board to not raise fares.

Mark Gruberg asked the Board to feel the pain of the previous speakers and put themselves in those shoes.

Walter Paulson stated that Muni is not on time and that the budget cuts are unconscionable. The fares should be priced lower. Muni has plenty of money and should just put a better line out.

Ann DuFrane stated that she is disappointed with the proposals. She empathizes with those who spoke previously and wondered how many discount passes there are versus the number of parking permits. The cost for a residential parking permit is only \$8 per month and she stated that she would be willing to pay more.

Brian Browne expressed concern that if fares are increased by one percent that there will be less revenues than there are now.

One speaker made her comments in sign language.

Nini Phuah stated that she works with developmentally disabled clients who can't afford to pay more for a disabled sticker. Most of her clients don't have jobs. Ms. Phuah urged the Board to find a solution to keep the pass reduced so her clients have access to activities. Her clients are dependent on Muni.



12. Presentation and discussion regarding the SFMTA's Fiscal Years 2011 and 2012 budgets. (Explanatory documents include a slide presentation) (Sonali Bose)

Sonali Bose, chief financial officer, presented the staff report.

#### PUBLIC COMMENT:

David Pilpel stated that the staff proposal doesn't bring additional ideas beyond what was in the FY10 package. The future year deficit is more significant. Ideas should be brought forward now so choices can be carefully weighed. Mr. Pilpel stated that he has presented at least four ideas that should be reconsidered. There should be more detail provided.

Eva Savarlia stated that San Franciscans use Muni. Ms. Savarlia doesn't have a car because the cost to own one isn't affordable. She can't live on \$800 per month. She asked the Board not to increase the cost of the discount pass.

13. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 1:25 p.m.

##### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration and Taxi Services  
David Hill, chief operating officer  
Jim Dougherty, chief safety officer

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Ronald Crosley vs. CCSF, Superior Ct. #8474720 filed on 5/1/08 for \$1,250,000

RESOLUTION 10-021

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

NAYES – McCray

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A, SEIU Local 1021

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits

X Working Conditions  
X Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:03 p.m.

14. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Crosley case with the City Attorney. The Board of Directors voted to settle the case with Vice Chairman McCray opposed. The Board also discussed anticipated litigation and labor negotiations but took no action.

15. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 2:05 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



## NOTICE OF CANCELLATION

SF  
M90  
#1  
2/2/10  
Cancelled

The SFMTA Board of Directors meeting on Tuesday,  
February 2, 2010 has been cancelled.

Instead, the SFMTA Board of Directors will hold a special  
meeting on Friday, January 29, 2010 beginning at 10:00 a.m.  
at City Hall in Room 400.

01-21-10P04:43 RCVD

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## NOTICE OF CANCELLATION

The SFMTA Board of Directors meeting on Tuesday,  
February 16, 2010 has been rescheduled to Friday,  
February 26, 2010.

The meeting on February 26 will be held  
in Room 400, City Hall and will begin at 9 a.m.

02-11-10P04:30 RCVD

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SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS AND  
PARKING AUTHORITY COMMISSION  
  
NOTICE OF MEETING AND CALENDAR

Friday, February 26, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
9 A.M.

SFMTA BOARD OF DIRECTORS  
PARKING AUTHORITY COMMISSION

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

02-22-10P03.33 WCVJ

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-January 29, 2010 Special Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

-Insurance Policy renewal  
-Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Patricia Drake vs. CCSF, Superior Ct. #9487899 filed on 4/29/09 for \$25,000
- B. Paymon Ghafouridaryani & Geico vs. CCSF, Unlitigated Claim #1000455 filed on 8/11/09 for \$31,240.60

(10.2) Authorizing the Executive Director/CEO to execute a lease between the Municipal Transportation Agency and W5 Brannan for a portion of 651 Brannan Street for use as a design office for the Central Subway Project with a term of three and a half years with rent payments of \$508,730 for the first year, \$531,875 for the second year, \$555,000 for the third year, and \$289,063 for the last six months of the lease. (Explanatory documents include a staff report, resolution, financial plan and contract.) (Carter Rohan)

(10.3) Requesting the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of the 1455 Stockton Easement for its fair market value. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

(10.4) Requesting the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of the 790 Market Easement for its fair market value. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

(10.5) Requesting the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of the 801 Market Easement for its fair market value. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

## REGULAR CALENDAR

11. Public hearing to consider proposed changes to balance the FY2010 Amended Operating Budget including increases to fares, fees, fines, rates and charges as well as transit service modifications and other expenditure reductions. (Explanatory documents include a staff report.) (Sonali Bose)

12. Approving the establishment of an Express Route Premium Monthly Pass and Cable Car Premium Monthly Pass; increasing the cost of the Discount Pass for Youth, Seniors and Disabled and repealing the fare increase for Candlestick Park Express and Special Event Service to balance the FY2010 Amended Operating Budget. (Explanatory documents include a staff report, resolution and attachments.) (Sonali Bose)

13. Approving increases in various fees, fines, rates and charges including garage parking rates, parking citation penalties, on-street parking permit fees and the Residential Area Parking Permit fee and establishing new fees for on-line computer postage and handling transactions; and in-person Customer Service Center transactions; authorizing the Executive Director/CEO to implement modifications to Municipal Railway transit service; and, acting as the Parking Authority Commission, approving changes to off-street parking rates for the Lombard Street, Moscone Center, North Beach, Performing Arts, Polk Bush and San Francisco General Hospital garages, to balance the FY2010 Amended Operating Budget. (Explanatory documents include a

staff report, resolution and attachments.) (Sonali Bose)

14. Amending the Transportation Code Division II, Article 1100 to implement a Taxi Medallion Sales Pilot Program, sell up to 60 Taxi Medallions, allow Taxi Medallion Holders who are age 70 and above or disabled to sell their Medallions; authorize the Executive Director/CEO to establish a Medallion Sale Price and ratify the decision to close the Waiting List. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

15. Authorizing the Executive Director/CEO to execute Contract CS-155-3, Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project – Systems Design with HNTB - B&C JV to complete the final design of the Central Subway System Design for an amount not to exceed \$32,294,319 and for a term not to exceed ten years with an option to extend the term. (Explanatory documents include a staff report, resolution, financial plan and contract.) (Carter Rohan)

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A, SEIU Local 1021

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

17. Announcement of Closed Session.

18. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



## ACCESSIBLE MEETING POLICY

The meeting of the San Francisco Municipal Transportation Agency Board of Directors and Parking Authority Commission will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.). The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible Muni lines serving this location are: Muni Metro lines J Church, K Ingleside, L Taraval, M Ocean View, N Judah and T Third at Van Ness and Civic Center stations; F Market and Wharves Line; and the 47 Van Ness, 49 Mission Van Ness, 6 Parnassus, 21 Hayes; 9 San Bruno, and 71 Haight/Noriega bus routes. For information about Muni accessible services call 415.701.4485.

The meeting room is wheelchair accessible. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related modification or accommodation, including auxiliary aids or services, to participate in the meeting; please contact Roberta Boomer at 415.701.4505, at least two business days prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at 415.701.4505 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at One South Van Ness Avenue, Seventh Floor, during regular business hours and are available online at [www.sfmta.com/board](http://www.sfmta.com/board). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, One Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102-4689; by phone at 415.554.7724; by fax at 415.554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

Date		Description		Amount	
1900	Jan 1	Balance		100.00	
	Feb 1	Interest		5.00	
	Mar 1	Interest		5.00	
	Apr 1	Interest		5.00	
	May 1	Interest		5.00	
	Jun 1	Interest		5.00	
	Jul 1	Interest		5.00	
	Aug 1	Interest		5.00	
	Sep 1	Interest		5.00	
	Oct 1	Interest		5.00	
	Nov 1	Interest		5.00	
	Dec 1	Interest		5.00	
1901	Jan 1	Balance		100.00	
	Feb 1	Interest		5.00	
	Mar 1	Interest		5.00	
	Apr 1	Interest		5.00	
	May 1	Interest		5.00	
	Jun 1	Interest		5.00	
	Jul 1	Interest		5.00	
	Aug 1	Interest		5.00	
	Sep 1	Interest		5.00	
	Oct 1	Interest		5.00	
	Nov 1	Interest		5.00	
	Dec 1	Interest		5.00	
1902	Jan 1	Balance		100.00	
	Feb 1	Interest		5.00	
	Mar 1	Interest		5.00	
	Apr 1	Interest		5.00	
	May 1	Interest		5.00	
	Jun 1	Interest		5.00	
	Jul 1	Interest		5.00	
	Aug 1	Interest		5.00	
	Sep 1	Interest		5.00	
	Oct 1	Interest		5.00	
	Nov 1	Interest		5.00	
	Dec 1	Interest		5.00	
1903	Jan 1	Balance		100.00	
	Feb 1	Interest		5.00	
	Mar 1	Interest		5.00	
	Apr 1	Interest		5.00	
	May 1	Interest		5.00	
	Jun 1	Interest		5.00	
	Jul 1	Interest		5.00	
	Aug 1	Interest		5.00	
	Sep 1	Interest		5.00	
	Oct 1	Interest		5.00	
	Nov 1	Interest		5.00	
	Dec 1	Interest		5.00	



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Friday, February 26, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
9 A.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 9:00 a.m. on Friday, February 26, 2010. Vice Chairman McCray called the recessed meeting to order at 12:15 pm on Tuesday, March 2, 2010.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr. – absent at Roll Call  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

#### PUBLIC COMMENT:

Peter Witt stated that he hasn't read the minutes but that he has read previous minutes. He is disappointed in the SFMTA Board. At the December 1<sup>st</sup> meeting he stated twice that they're waiting for the industry to do something about the top lights. The word “serve” was used in the minutes but he didn't use that word. What was said was that the ballpark only has one taxi stand for 35,000 people. Mr. Witt stated that he objects to the approval of the minutes.

On motion to approve the minutes of the January 29, 2010 Special Meeting: unanimously approved (McCray-absent).

### 5. Communications

Board Secretary Boomer stated that the overflow room is the South Light Court. Translation services were available.

Chairman Nolan reviewed the order of business for the meeting.



6. Introduction of New or Unfinished Business by Board Members

None.

7. Executive Director's Report (For discussion only)

- Insurance Policy renewal
- Ongoing Activities

Exec Director/CEO Ford discussed federal funding for SFMTA projects, the Central Subway groundbreaking event and a status report on safety and security.

Director McCray arrived.

Matt Hansen, director, Risk Management Division, reviewed options regarding the insurance policy.

Director Heinicke requested an update from the City Attorney's office whether the accident at West Portal rose to the level of the insurance coverage.

PUBLIC COMMENT:

Michael Selzer asked if there were plans to cut executive management salaries.

8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, presented the CAC's recommendations.

9. Public Comment

Barry Taranto expressed concern regarding Mr. Dougherty having responsibility for the taxi detail. Mr. Dougherty's plate is full and he has a lot to learn about how the industry works. He also expressed concern about SFMTA's approach to cab drivers and the imposition of additional hardships. Fares are taken by hotel doormen who make deals with town cars. Mr. Taranto wondered about documentation regarding SFPD overtime and whether they worked eight hours.

Mark Gruberg addressed how taxi issues are agendaized for discussion at Board meetings. They can't put issues before the Board because of the time limit for speakers.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup>

FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Patricia Drake vs. CCSF, Superior Ct. #9487899 filed on 4/29/09 for \$25,000
- B. Paymon Ghafouridaryani & Geico vs. CCSF, Unlitigated Claim #1000455 filed on 8/11/09 for \$31,240.60

## RESOLUTION 10-022

(10.2) Authorizing the Executive Director/CEO to execute a lease between the Municipal Transportation Agency and W5 Brannan for a portion of 651 Brannan Street for use as a design office for the Central Subway Project with a term of three and a half years with rent payments of \$508,730 for the first year, \$531,875 for the second year, \$555,000 for the third year, and \$289,063 for the last six months of the lease. (Explanatory documents include a staff report, resolution, financial plan and contract.) (Carter Rohan)

Item 10.2 was severed from the Consent Calendar at the request of a member of the public.

## PUBLIC COMMENT:

Barry Taranto stated this was a huge rent and wanted to know where the money was coming from.

## RESOLUTION 10-023

On motion to approve Item 10.2:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

(10.3) Requesting the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of the 1455 Stockton Easement for its fair market value. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

## RESOLUTION 10-024

(10.4) Requesting the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of the 790 Market Easement for its fair market value. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

#### RESOLUTION 10-025

(10.5) Requesting the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of the 801 Market Easement for its fair market value. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

#### RESOLUTION 10-026

On motion to approve the Consent Calendar (Item 10.2 severed):

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

#### REGULAR CALENDAR

11. Public hearing to consider proposed changes to balance the FY2010 Amended Operating Budget including increases to fares, fees, fines, rates and charges as well as transit service modifications and other expenditure reductions. (Explanatory documents include a staff report.) (Sonali Bose)

Items 11, 12 and 13 were called together.

Sonali Bose, chief financial officer and John Haley, chief operating officer, presented the staff report.

#### PUBLIC COMMENT:

Speakers opposed to increasing the cost of the discount pass: Ernestine Weiss, Marc Christensen, Walter Scott, Cathy Russo, Aleena Galloway, Alexander MacDonald, Allyson Washburn, Donna Willmott, Sergio Alunan, Tina Landis, Sally Anne Frye, Sarah Carlson, Jessie Lorenz, Stanley Luong, Antoinette Marquez, Frank Lara, Xan Lu, Forrest Schmidt, Elizabeth Dawson, Steph Feiring, Ann DuFrane, Jeanne Lynch, Mel Beetle, Pat Jones, Rita Hurtado, Dorian Maxwell, Teresa Armstrong, Leah LaCroix, Mario Yedidia, Cristina Gutierrez, Rosa Penate, Roberto Muniero, Paulina Del Santos, Paul Treck, Ethel Silverstine, Lisetta, Carlos Alvarez, Beatriz Herrera, Gloria Garcia, Donaji Lona, Carla Darillo, Emanuel Andreas, Glo Dereira, Anonymous, Natasha Albuquerque, Dennis Waterhouse, Roland Yuen, Jorge Sanges, Cecilia, Devia Guardaraba, Carlos Jima, Rosa Scarpe, Christina Cabizeta, Alicia Cabrera, Wing Hoo Leung, Michael Dresser, Lisa Macredo, Christine Pyston, Gaetana Smith, Bertha Cuellar, Elisabeth, Hope Johnson



Speakers opposed to service cuts: Marc Christensen, Walter Scott, Aleena Galloway, Donna Willmott, Sergio Alunan, Sally Anne Frye, Sarah Carlson, John Parker, Eric Chase, Elizabeth Dawson, Steph Feiring, Ann DuFrane, Carlos Alvarez, Beatriz Herrera, Emanuel Andreas, Richard Knee, Fran Taylor, Gaetana Smith, Branton Burke, Patricia Campe-Aguilar, Dave Snyder

Speakers expressing concern about parking policy changes affecting garages: Sam Kwong, Jerry Lee, Catherine Yee Frank Han, Anni Chung, Peter Lee,

Gloria Castro addressed the Board in Spanish.

Chris Peterson urged the SFMTA to extend parking meter hours in the evenings and on weekends.

Irwin Lum, TWU 250A, stated that operators are consistently used as scapegoats and are blamed for fiscal problems. Operations accounts for \$200,000 of the budget. Expecting transit operators to give back \$14.9 million with no guarantees is wrong. The Elsbernd charter amendment is outrageous. TWU 250-A is willing to do their part.

Michael Cheney stated that 10% of the budget can be saved if paid holidays are reduced city-wide. Payroll should be reduced by five to ten percent to save money. Everyone needs to take responsibility.

Darshan Gill requested that a class action lawyer call her so she can bring a lawsuit against cars that are double parked in front of churches that aren't ticketed.

Roland Wong stated that he is tired of what is happening with Muni. A recent power surge took two hours to fix. A typical run is 40 minutes. Muni isn't able to maintain its fleet.

Steve Zeltzer stated that it is outrageous to pit seniors against drivers. Board members should be required to ride every day. The Board should be elected. The rich should pay. Money isn't going to city services but to war profiteers.

Gifford Hartman stated that it is shameful to blackmail drivers in the media. The robber barons are ripping us off. We have to take the system back. A rally will be held on March 4 against the cuts.

Dave Reardon stated that he doesn't see big business or rich people giving back. There needs to be an immediate audit and a transit assessment district established. The Board is fronting for the rich. The lack of federal tax money is the result of Obama's war on transit operators.

Bob Planthold stated that the Board should resign. They have abdicated responsibility to one politician. This agency is not run for the riders or to benefit the people. People can't figure out how the Board allows expenditures of money yet ignores parking meter rates.



Rolland Clark stated that Muni is broken and there is no accountability. He stated that the Board should share the rider's pain of riders. Pensions are unsustainable and worker pay is out of whack. The Central Subway project is a boondoggle.

Linda Chapman discussed mismanagement and civil rights violations. The SFMTA has been out of compliance with DOT regulations for years and has ignored their own advisory council. The Central Subway project should be cancelled. The SFMTA should put money into operations.

Jazzie Collins spoke about decreasing salaries of Board members. Downtown San Francisco doesn't pay, which could generate more than \$20 million. The police are being paid twice. Everyone should shut the city down with a strike.

Marlene Tran stated that Muni is poorly managed. There should be language translation on the SFGOV broadcast. There's a lot of waste in Muni. Renumbering bus lines served no purpose and wasted money. There should be more transparency.

MP Howard stated that he neither supports nor acknowledge what is being proposed. He doesn't care what Muni is doing. Since the 1990's, there has been a decline in public transportation. Mr. Howard stated that he won't renew his card and will put his car back on the street.

Herbert Weiner stated that Muni managers should be furloughed indefinitely because they're always out to lunch. Many should be fired. The TEP was insane and now riders are paying the price.

Daniel Donnell stated that people are doing double or triple overtime and using the city charter to justify it. This should be eliminated. Volunteers will work for the city for free just to get the experience. Operators are sleeping on the job which costs money.

David Schneider expressed empathy for the public and for the Board. The Board has been put in a position to make cuts because of the general welfare for specific groups rather than for the entire country. Bill Gates could cut a check that would cover the problem.

Chairman Nolan closed public comment on Items 11, 12 and 13.

Director Heinicke requested a public hearing on work rules.

12. Approving the establishment of an Express Route Premium Monthly Pass and Cable Car Premium Monthly Pass; increasing the cost of the Discount Pass for Youth, Seniors and Disabled and repealing the fare increase for Candlestick Park Express and Special Event Service to balance the FY2010 Amended Operating Budget. (Explanatory documents include a staff report, resolution and attachments.) (Sonali Bose)

Chairman Nolan proposed that the resolution be amended to delete the increase to the discount passes for youth, seniors and disabled beyond the May 1, 2010 scheduled increase.

No public comment on the amendment.

On motion to amend the resolution to delete the increase to the discount passes for youth, seniors and disabled beyond the increase scheduled to go into effect on May 1, 2010:

ADOPTED: AYES – Black, Heinicke, Lee, McCray, Nolan and Oka

NAYES – Beach

#### RESOLUTION 10-027

On motion to approve as amended:

ADOPTED: AYES –Black, Heinicke, Nolan and Oka

NAYES – Beach, Lee and McCray

13. Approving increases in various fees, fines, rates and charges including garage parking rates, parking citation penalties, on-street parking permit fees and the Residential Area Parking Permit fee and establishing new fees for on-line computer postage and handling transactions; and in-person Customer Service Center transactions; authorizing the Executive Director/CEO to implement modifications to Municipal Railway transit service; and, acting as the Parking Authority Commission, approving changes to off-street parking rates for the Lombard Street, Moscone Center, North Beach, Performing Arts, Polk Bush and San Francisco General Hospital garages, to balance the FY2010 Amended Operating Budget. (Explanatory documents include a staff report, resolution and attachments.) (Sonali Bose)

#### RESOLUTION 10-028

On motion to approve:

ADOPTED: AYES – Black, Heinicke, Nolan and Oka

NAYES - Beach, Lee, McCray

#### **MINUTES FROM THE RECESSED FEBRUARY 26, 2010 SFMTA BOARD MEETING:**

On Tuesday, March 2, Vice Chairman McCray called the recessed meeting of February 26, 2010 back to order at 12:15 p.m. All members of the Board were present except for Chairman Nolan who was absent with notification. Vice Chairman McCray stated that the February 26 meeting had been recessed to March 2 in order to receive additional formation regarding Items 12 and 13.

Sonali Bose, chief financial officer, provided additional information regarding the premium pass for express routes and the parking policies for vendors, employees and members of the non-

profit board of directors for public garages.

Director Lee requested that more detailed analyses be provided in the future.

Vice Chairman McCray stated that he would re-open public comment for discussion on Items 12 and 13 regarding the premium pass for express routes and the parking policies for vendors, employees and members of the non-profit board of directors for public garages.

#### PUBLIC COMMENT:

David Pilpel stated that the information presented is at variance with the resolution that was adopted. There is no reference to a discount monthly pass for \$25 and it was not part of any adopted fare changes from last year. There is no explanation as to why certain routes were excluded from the premium pass or why the 80X was included. He stated that he is not sure if CEQA clearance applies since this is new.

Emmanuel Castillo stated that he works at the Fifth and Mission garage and requested that employees be allowed to park at the garages for free.

Fausto Chincilla discussed the United States Constitution and the enactment of involuntary servitude. Enactment of the parking policy is against our will. This will bring hardship and financial burden to employees. Public transportation is unreliable.

Jorge Carrillo stated that their main concern about employee parking is safety. Many employees get off work after 12 midnight. BART is already shut down. His only way home is by bus and he lives 50 miles away. Garages won't be able to retain employees. Workers can't afford it.

Vera Haile stated that she has been gathering signatures about Muni service. People in the outer areas of San Francisco have trouble getting downtown. It can take over an hour to get downtown. Raising the premium on express buses is a mistake. More express buses are needed throughout the day.

Mark Gleason, Teamsters Local 665, stated that the union had been supportive of the removal of the privileges his members enjoy in the garages but since that time, workers have prevailed upon union leadership to oppose removal of those privileges. This will create an economic hardship. We want to encourage women to work at the garages. Therefore, the Local 665 leadership is not in support and asks that the privileges be restored.

Mark stated that he works as a security guard at the Fifth and Mission garage. This decision will impact them, especially those who are working during graveyard hours. Elimination of free parking will have an adverse effect and is not in the best interest of San Francisco.

Eric Williams, TWU Local 250-A stated that increases are being put on those who are less fortunate. People coming from the Sunnysdale will instead get on the local 9 which are already packed. He urged the Board to explore an audit on the budget.



Otto Monsanto stated that the law to implement fares for parking is directed at people who make close to or more than six figures. He has six children who depend on him for food and he only made \$15,600 last year.

There was no further action on March 2, 2010 by the SFMTA Board of Directors regarding Items 12 and 13, therefore, Vice Chairman McCray adjourned the February 26, 2010 meeting at 12:42 pm. on March 2, 2010.

**THE REMAINING MINUTES ARE A SUMMARY OF THE ACTIONS TAKEN BY THE SFMTA BOARD ON FEBRUARY 26, 2010.**

14. Amending the Transportation Code Division II, Article 1100 to implement a Taxi Medallion Sales Pilot Program, sell up to 60 Taxi Medallions, allow Taxi Medallion Holders who are age 70 and above or disabled to sell their Medallions; authorize the Executive Director/CEO to establish a Medallion Sale Price and ratify the decision to close the Waiting List. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

**PUBLIC COMMENT:**

Mark Gruberg stated that this does not have to be approved in order to secure revenue. This plan is half-baked. The Board should do the responsible thing and put the plan aside. Fit should form its' own committee and craft a new plan.

Joe Mirabile stated that Ms. Hayashi provided the wrong numbers and are understated. Only one bank showed up at a recent meeting with lenders. If the driver defaults on a loan, the bank would own the medallion.

Bud Hazelkorn expressed appreciation that while Ms. Hayashi has tried to assuage their concerns they continue to have concerns. They were assured by Mayor Newsom that Prop. K would be protected. Ms. Hayashi has promised to secure lenders but not one is yet on board. You have revenue in the budget for this but you have no idea where the money is coming from. The proposal should be rejected.

Paul Harting expressed support for the consensus proposal. He stated that as a cab driver, he took his duty to the riding public seriously but he gave up hope for a resolution of retirement issues. This consensus plan gives hope that he can retire with dignity. He urged the Board to listen to them and not to the naysayers and "negativo's." This plan provides a way to phase out elderly drivers.

Bill Mounsey stated that if medallions are sold it will take longer for his name to come to the top of the list. The plan is ridiculous. He committed himself to the industry but was a waste of time and he will get nothing in return. This plan is bad for him and for the industry.

Dave Barlow, UTW, stated that the MTA is stuck in some places and sliding backward in others.



The debit card program has broken down again. We need centralized dispatch. Driver conditions are worse now than a year ago. There has been no movement in providing health care and not nearly enough effort to end illegal limousines. Selling medallions is a move backwards.

Charles Rathbone, Luxor Cab, expressed support for the plan and urged adoption. He expressed concern about the exodus of long time medallion holders. Taxi disciplinary hearings have recently resulted in four retractions of medallions.

Michael Gibbons urged the Board to reject the proposal. This shouldn't be approved without a workable financial plan. He questioned what would happen to a loan if it is defaulted. Muni is having trouble running its primary mandate. Muni shouldn't run the cab business.

John Han urged the Board not to approve the plan. Voters were deceived into overturning Prop. K. He stated that while he is not opposed to the concepts in the proposal, there is no clear means of financing.

Barry Taranto asked the Board to look at the financing numbers. Violators of medallions should get egregious fines. The industry will be hurt if cab companies control medallion holders.

Ed Healy spoke in favor of the plan.

Robert Cesano expressed support for the plan.

Dave Schneider stated that the plan should be sent back. It isn't a plan for service improvement. This is a plan to help with financing. The SFMTA needs to provide for our security.

Andrew Sun, on behalf of John Lazar, expressed appreciation for the work but that there are concerns that still need to be addressed. The Lazar plan will improve taxi service. His plan and other plans need to be further evaluated. He urged a side by side analysis of all the plans.

Rico Camacho stated that there are loopholes in the equation. There isn't a bona fide financing plan and it doesn't make sense that the plan will enhance taxi service in the city. He presented a petition from drivers who opposed the plan.

Jane Bolig expressed support for the sale of medallions.

Barry Korengold expressed support for the sale of medallions.

John Klein stated that he questions the right of the SFMTA Board to be the arbiter of this decision. He expressed opposition to the transfer of medallions and the transfer of funds from the taxi industry to the Municipal Railway.

Tone Lee expressed support for the sale of medallions.

Peter Fox expressed support for the sale of medallions and stated that there should be separate

meetings for taxi issues.

Victoria Lansdown expressed support for the sale of medallions.

Khagendra requested that the list be reopened and that staff provide a 30 day notice so people can get on the list.

Michael Kurpieski stated that he wasn't in favor of the proposal. He doesn't want t to be saddled with a debt that he'll never be able to pay off.

Blake Derby expressed support for the sale of medallions.

Tariq Mehmood expressed support for the sale of medallions. He added that the wait list was closed verbally and he requested that staff allow people to get on the waiting list. The list should be closed in the right way.

Chairman Nolan closed public comment.

Director Heinicke requested that staff consider a flexible model that determines how much a retiree gets, that maximizes revenue, allows people to retire gracefully and maintain a degree of pilot project flexibility.

Chairman Nolan requested a hearing on centralized dispatch in the future. He added that staff would look at ways to have a set time for taxi issues.

#### RESOLUTION 10-029

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

15. Authorizing the Executive Director/CEO to execute Contract CS-155-3, Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project – Systems Design with HNTB - B&C JV to complete the final design of the Central Subway System Design for an amount not to exceed \$32,294,319 and for a term not to exceed ten years with an option to extend the term. (Explanatory documents include a staff report, resolution, financial plan and contract.) (Carter Rohan)

No public comment.

Vice Chairman McCray requested information regarding local participation.

#### RESOLUTION 10-030

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

#### 1. Call to Order

Chairman Nolan called the closed session to order at 1:50 p.m.

#### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Sonali Bose, chief financial officer  
John Haley, chief operating officer  
Carter Rohan, senior director, Capital Projects and Construction  
James Dougherty, chief safety officer  
Alice Kwong, acting director, Administration, Taxi and Accessible Services

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A, SEIU Local 1021

To discuss:

X Wages  
X Hours  
X Benefits  
X Working Conditions  
X Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:02 p.m.

17. Announcement of Closed Session.

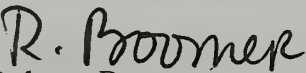
Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss anticipated litigation with the City Attorney and for a conference with their labor negotiator. There was no action taken.

18. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - Following closed session, the meeting was recessed at 4:12 p.m. to March 2. The meeting was finally adjourned at 12:42 p.m. on March 2, 2010.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

  
Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and



Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



## NOTICE OF RECESSED MEETING

SF  
mqo  
#1  
2/26/10  
Special  
recessed

The SFMTA Board of Directors meeting on Friday,  
February 26, 2010 has been recessed to Tuesday, March  
26, 2010 at 12 noon.

The meeting on March 2 will be held  
in Room 400, City Hall

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MAR 02 2010

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# THE HISTORY OF THE UNITED STATES

OF THE UNITED STATES OF AMERICA  
FROM THE FIRST SETTLEMENTS  
TO THE PRESENT TIME

BY  
JAMES OSGOOD  
AND  
JOHN B. ALLEN

NEW YORK  
PUBLISHED BY  
J. B. ALLEN  
AND  
J. OSGOOD  
1854





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, March 2, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

02-25-10P04:12 RCVD

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmata.com/mtab](http://www.sfmata.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Communications
5. Introduction of New or Unfinished Business by Board Members
6. Executive Director's Report (For discussion only)
  - Ongoing Activities
7. Citizens' Advisory Council Report
8. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Young Chu/Travelers Ins. vs. CCSF, Unlitigated Claim #1001659 filed on 12/14/09 for \$31,345.25



(9.2) Approving the following traffic modifications:

- A. ESTABLISH – BUS ZONE – Howard Street, south side, from 40 feet to 160 feet west of Beale Street.
- B. ESTABLISH – TOW-AWAY, NO STOPPING, DURING NON-BUSINESS HOURS – Howard Street, south side, from Beale Street to 40 feet westerly.
- C. RESCIND – TOUR BUS LOADING ZONE, 7 AM – 6 PM, EVERYDAY, 10-MINUTE LIMIT (6-MONTH TRIAL)– Geary Street, north side, from Powell Street to 130 feet easterly.
- D. ESTABLISH – TOWAWAY NO STOPPING ANYTIME (6-MONTH TRIAL) – Geary Street, north side, from Powell Street to 25 feet easterly.
- E. ESTABLISH – TOUR BUS LOADING ZONE, 7 AM – 6 PM, 5-MINUTE LIMIT (6-MONTH TRIAL) – Geary Street, north side, from 25 feet to 130 feet east of Powell Street.
- F. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Bernal Heights Boulevard, north side, from the driveway of 74 Bradford Street to 50 feet southerly.
- G. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Bernal Heights Boulevard, north side, between Chapman and Powhattan Streets.
- H. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR PARKING, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 700 Block of Sanchez Street, both sides, between 20th and Liberty Streets.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA J, 7 AM TO 7 PM, 2-HOUR PARKING, MONDAY THROUGH FRIDAY – 500 Block of Belvedere Street, both sides, between Alma and 17th Streets. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(9.3) Authorizing the Executive Director/CEO to execute Contract No. 1234, 21 Hayes Pole Replacement and Miscellaneous Overhead Construction, with Rosendin Electric in an amount not to exceed \$6,177,331, and for a term of 365 calendar days. (Explanatory documents include a staff report and financial plan.) (Carter Rohan)

(9.4) Authorizing the Executive Director/CEO to implement the TransLink® Fare Media Plan, which gradually transitions various forms of Muni paper fare media and tokens to the regional TransLink® system. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

#### REGULAR CALENDAR

10. Public hearing to consider a declaration of fiscal emergency caused by the failure of agency revenues to adequately fund SFMTA operations, programs and facilities for Fiscal Years 2011 and 2012 pursuant to the California Public Resources Code and California Environmental Quality Act Implementing Guidelines. (Explanatory documents include a staff report.) (Sonali Bose)

11. Presentation and Discussion of the SFMTA's FY11 and FY12 Operating Budget. (Explanatory documents include slide presentation.) (Sonali Bose)



12. Presentation and Discussion of the Hunters Point Shipyard Phase 2 - Candlestick Point Integrated Development Project and related Transportation elements. (Explanatory documents include a staff report.) (Bond Yee)

13. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

##### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

  X   Wages

  X   Hours

  X   Benefits

  X   Working Conditions

  X   Other

#### ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

14. Announcement of Closed Session.

15. Motion to disclose or not disclose the information discussed in closed session.

#### ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



**Municipal Transportation Agency**



**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**MINUTES**

Tuesday, March 2, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

**BOARD OF DIRECTORS**

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

In the absence of Chairman Nolan, Vice Chairman McCray called the meeting to order at 12:43 p.m.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan – absent with notification  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Vice Chairman McCray announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Communications

Board Secretary Boomer stated that Item 12 had been removed from the agenda at the request of the Mayor’s Office of Economic Development. The item will be presented at a future meeting. She also stated that the closed session scheduled for the meeting was cancelled.

### 5. Introduction of New or Unfinished Business by Board Members

Vice Chairman McCray stated the audit that is being conducted by the Budget Analyst had commenced. Each member of the Board will be asked to participate. The audit includes an evaluation of how the SFMTA Board governs.

### 6. Executive Director’s Report (For discussion only)

No report.

### 7. Citizens’ Advisory Council Report

No report.



## 8. Public Comment

David Pilpel stated that there are a number of staff who will be retiring at the end of June. This will create a significant knowledge gap. He suggested a presentation regarding staff plans to preserve this knowledge. He expressed concern that the contract on the design services for Central Subway is an example of misguided priorities when the agency is cutting a significant amount of service.

Robert Cesano spoke about the transferability of medallions and expressed appreciation for the vote. He expressed concern that the Board may play around with the percentage that was in the original package. The State and Feds will take their taxes. He stated the people who are disabled or who are a liability to the public or the companies they drive for need to be encouraged to take the option.

Carl Macmurdo, Medallion Holders Association, expressed appreciation for the approval of the taxi medallion reform proposals. Some comments made by Director Heinicke may have disastrous impacts. The plan needs to be amended to allow for a resale tax. He added that Director Heinicke wants to maximize revenue but we can't play Russian roulette with public safety.

Mark Gruberg stated that what took place at the town hall meetings were discussions. 90% of attendees were medallion holders and company managers. This was not a consensus plan. People who didn't pay for medallions are saying that \$150 - 200,000 isn't enough. Ordinary drivers will lose the possibility of obtaining any kind of meaningful benefit.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Young Chu/Travelers Ins. vs. CCSF, Unlitigated Claim #1001659 filed on 12/14/09 for \$31,345.25

RESOLUTION 10-031

(9.2) Approving the following traffic modifications:

- A. ESTABLISH – BUS ZONE – Howard Street, south side, from 40 feet to 160 feet west of Beale Street.
- B. ESTABLISH – TOW-AWAY, NO STOPPING, DURING NON-BUSINESS HOURS – Howard Street, south side, from Beale Street to 40 feet westerly.
- C. RESCIND – TOUR BUS LOADING ZONE, 7 AM – 6 PM, EVERYDAY, 10-MINUTE LIMIT (6-MONTH TRIAL) – Geary Street, north side, from Powell Street to 130 feet easterly.
- D. ESTABLISH – TOWAWAY NO STOPPING ANYTIME (6-MONTH TRIAL) – Geary Street, north side, from Powell Street to 25 feet easterly.
- E. ESTABLISH – TOUR BUS LOADING ZONE, 7 AM – 6 PM, 5-MINUTE LIMIT (6-MONTH TRIAL) – Geary Street, north side, from 25 feet to 130 feet east of Powell Street.
- F. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Bernal Heights Boulevard, north side, from the driveway of 74 Bradford Street to 50 feet southerly.
- G. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Bernal Heights Boulevard, north side, between Chapman and Powhattan Streets.
- H. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR PARKING, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 700 Block of Sanchez Street, both sides, between 20th and Liberty Streets.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA J, 7 AM TO 7 PM, 2-HOUR PARKING, MONDAY THROUGH FRIDAY – 500 Block of Belvedere Street, both sides, between Alma and 17th Streets. (Explanatory documents include a staff report and resolution.) (Bond Yee)

Item 9.2 I was removed from the Consent Calendar at the request of members of the public.

PUBLIC COMMENT:

Michael Henschel urged the Board not to approve the item because it would be a hardship on his business. He anticipates a 10-15% loss of revenue. His guests would have to park a block or two away. He questioned whether the initial petition met the 50% signature requirement.

Doug Montgomery stated that he originally signed the petition but now questions whether there is a parking problem and if this is necessary. He asked that the item be reconsidered.

Susan Callari stated that parking has been more difficult. Recent surveys show that 89% of their parking is taken. Neighbors have to park on 17<sup>th</sup> Street which is a busy street with no crosswalk. Our blocks are a parking lot for people who don't live there. 37 other households want this. 51% of 72 households are in favor of this item and 30% are against it.

Kathryn Siegler stated that there are “J” stickers in her neighborhood except for on these blocks. They can’t park on the blocks where a “J” sticker is required and have to look for parking. She expressed appreciation that businesses struggles but believes residents should come first.

Debbie Engel stated that she supports the proposal. Residents would like to have priority for safety and convenience. She asked the Board to move ahead and implement the “J” sticker.

Bond Yee, director, Sustainable Streets, reviewed the residential permit program and the request for the “J” parking permit area. This request met the threshold and qualifies for the program.

#### RESOLUTION 10-032

On motion to approve Item 9.2 I:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray and Oka

ABSENT - Nolan

(9.3) Authorizing the Executive Director/CEO to execute Contract No. 1234, 21 Hayes Pole Replacement and Miscellaneous Overhead Construction, with Rosendin Electric in an amount not to exceed \$6,177,331, and for a term of 365 calendar days. (Explanatory documents include a staff report and financial plan.) (Carter Rohan)

#### RESOLUTION 10-033

Item 9.3 was removed from the Consent Calendar at the request of members of the public.

#### PUBLIC COMMENT:

David Pilpel expressed disappointment that the proposal didn’t include non-revenue wire on Masonic. Buses that pull-out from Presidio have a circuitous route. The Agency should add it as a contract amendment as it will lower operating costs and increase operating efficiencies.

On motion to approve Item 9.3:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray and Oka

ABSENT - Nolan

(9.4) Authorizing the Executive Director/CEO to implement the TransLink® Fare Media Plan, which gradually transitions various forms of Muni paper fare media and tokens to the regional TransLink® system. (Explanatory documents include a staff report and resolution.) (Sonali Bose)



Item 9.4 s removed from the Consent Calendar at the request of member of the public.

#### PUBLIC COMMENT:

David Pilpel stated that there was no CEQA review. This plan changes fares and will have a disproportionate impact for people who live on hills. It's not clear how a cash fare would be processed. Translink shouldn't force everyone to use a Translink card. He encouraged the Board to put this off.

Vice Chairman McCray requested that the item be considered by the Policy and Governance Committee before it is returned to the SFMTA Board for consideration.

Item 9.4 was continued.

On motion to approve the Consent Calendar (Item 9.2 I, 9.3 and 9.4 severed):

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

ABSENT - Nolan

#### REGULAR CALENDAR

10. Public hearing to consider a declaration of fiscal emergency caused by the failure of agency revenues to adequately fund SFMTA operations, programs and facilities for Fiscal Years 2011 and 2012 pursuant to the California Public Resources Code and California Environmental Quality Act Implementing Guidelines. (Explanatory documents include a staff report.) (Sonali Bose)

Sonali Bose, Chief Financial Officer, presented the staff report.

#### PUBLIC COMMENT:

Sue Vaughan stated the Board should have foreseen that our public transportation system is imploding. The Agency needed to have had a rainy day fund. In 2007, SPUR generated a list of revenue options that the Board didn't act on. The Board hasn't done everything it could do. The agency should extend parking meter before additional service cuts.

David Pilpel stated that the Agency is operating outside of the law. Staff suggested that this would be retroactive to the May 1 service changes. The law only allows for a single fiscal year and not for multiple years. The ongoing deficit was predictable and wasn't caused by a failure of agency revenues to fund operations. He doesn't believe the SFMTA qualifies as a publicly-owned transit agency. Procedures aren't being followed.

Tom Radulovich, Livable City, stated that there is a good chance that the SFMTA in its present



form won't reach its 11<sup>th</sup> birthday. We wanted a Board that would put transit, walking and cycling first. Recent actions don't foster those goals. The Board hasn't diligently sought new sources of funding such as parking proposals. He hopes the Board will instruct staff to talk to neighborhoods about parking.

Eric Williams, TWU Local 250-A, stated that it's a shame that the Board let the SFMTA hire 300 operators more than what was needed. The Agency broke every rule of "Negotiations 101." This is union busting. The SFMTA budget is over \$700m including \$200m for operators and parts. He questioned where the other \$500m is being spent.

Forrest Schmidt stated that this action would make it easier to do something that the public is against and doesn't feel that the Board has the authority to cut service and raise fares. The Board didn't use the power it has to tax millionaires and the large corporations. These cuts are driving people to cars which increases pollution. The public won't let the SFMTA cut service or raise fares.

Shelley Bell stated that we have a long way to go before we achieve "Transit First". The city is under great economic pressure and we must protect our people. Things should be done behind closed doors but we should look for suggestions with the community through an open process. She suggested we look at city stickers for cars like the system in Chicago.

David Tornheim stated that bus service keeps getting worse. Over the past ten years the Agency has cut service and raised fares. He expressed concern about the process. There's an opportunity for 1000 meters downtown that should be implemented. The SFMTA should make it less affordable for cars and more affordable for buses. No justification for fiscal emergency

Rafael Cabrera, TWU Local 250-A, stated that the Charter gave the Board the authority to seek additional revenue which the Mayor, the Board of Supervisors and the SFMTA should do. The SFMTA can submit ballot measures. The Charter states that the budget must be adequate to make substantial progress towards the achievement of service standards.

Alvin Sered stated that the fiscal emergency shouldn't make us forget the wealth of ideas that we could employ. People should be told when they board a vehicle that that vehicle will turn around prior to the end of the line. He stated that he would like to see N-Judah extended to CalTrain.

Marc Caswell, San Francisco Bicycle Coalition, stated that the Charter says that the Board shall diligently seek to develop new sources of revenue. There is some low-hanging fruit such as extending parking meter hours. This revenue will support public transit and other alternative forms of transportation. 50% of all greenhouse gas emissions are due to private autos.

Aleena Galloway, TWU Local 250-A, stated that they anticipate the findings of the audit and questioned why the Agency is considering a declaration of fiscal emergency before receiving the results of the audit. We don't want to give you "carte blanche."

11. Presentation and Discussion of the SFMTA's FY11 and FY12 Operating Budget.  
(Explanatory documents include slide presentation.) (Sonali Bose)

Sonali Bose, Chief Financial Officer, presented the staff report.

PUBLIC COMMENT:

David Pilpel stated that there were no budget details provided and that he is very frustrated with staff's response. It is insulting to boil down significant proposals to one sentence. How these solutions would be handled needs to be made available to the public. The Board shouldn't cut service further. He is interested in what the total staff increases are for enforcement and layoffs. All ballot measures would need a 2/3's vote. There is no exploration of organization structure, positions, part time operators, owl runs, tokens, real estate, etc. He stated that he filed CEQA appeal on the service reductions.

Gillian Gillett stated that SPUR's goal is minimize cuts and to grow the transit system. Many of SPUR's recommendations are beyond their control. Ms. Gillett reviewed SPUR's recommendations.

Frank Lara stated that some Board members have a genuine interest in affordable public interest. The Board can propose ballot measures. The downtown businesses and millionaires should be taxed rather than poor working families.

Eric Williams, TWU-Local 250-A stated that the public can't afford more fare increases. If there is a fiscal emergency, you should do it after the audit. If operators or the public take a 25% cut then management should too.

Marc Caswell, SF Bike Coalition, stated that drivers circle the block and block Muni. Private autos are the number one reason that Muni is delayed. We should price parking so people who want to shop can but not allow people who want to dump their cars at 6:01 p.m. The best way to create parking is to create turnover. Parking meters were created to help small businesses.

Darshan Gil provided her number and stated that despite a separation of church and state, free parking is allowed for churches, especially along Valencia Street. The Mayor, Board of Supervisors, and the SFMTA should be sued for not upholding the Constitution. The SFMTA should demand the immediate abolition of free parking for churches.

Dave Snyder expressed appreciation that the SFMTA doesn't want to cut transit and he strongly urged the Board to take that off the chart. The Agency only included a \$6.5m reduction in work orders which is way too small. He urged the Agency to stop subsidizing other departments. He stated that the revenue panel had good ideas and questioned why the Agency isn't pursuing those now. He urged the Board to implement a payroll tax increase.

Tom Radulovich, Livable City, expressed opposition for the transfer penalty. He urged the

Board to look at work orders because people shouldn't have to pay twice for police protection. He expressed support for the parking proposal put forth by staff last Fall. There are downtown garages that don't abide by policies.

Herbert Weiner stated that there's a management crisis ever since Nathaniel Ford came on board. The fault of operations is not due to drivers but to management. Many managers are incompetent and don't play with a full deck. The TEP was destructive.

Sue Vaughan stated that SPUR has made several suggestions such as taxing gas outlets, a parking stall tax, expanding the TIDF to cover residential units and an off-street commercial parking fee. The SFMTA should look into all of these ideas.

John Grasso stated he cannot afford to ride a bus. People who have more money should pay more.

Irwin Lum, TWU Local 250-A, stated that 250-A is still discussing what they can contribute to the budget deficit. There is a lot of money unaccounted for. Some merchants are open to Sunday parking but the Agency needs to look at areas with a high concentration of restaurants and evening activities.

Jean Rosemayer stated that as oil prices rise, people will want to take the bus. To cut service at this point will result in a deeper hole to dig out of in three to five years.

12. Presentation and Discussion of the Hunters Point Shipyard Phase 2 - Candlestick Point Integrated Development Project and related Transportation elements. (Explanatory documents include a staff report.) (Bond Yee)

Item 12 was removed from the agenda.

Board Secretary Boomer stated that notwithstanding the previous announcement made under Item five, Communications, the Board will meet in closed session.

At this point in the meeting, Vice Chairman McCray recessed the SFMTA Board meeting and called the Parking Authority Commission meeting to order to hear from the public regarding Parking Authority Commission items.

13. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Nolan-absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION



1. Call to Order

Vice Chairman McCray called the closed session to order at 4:00 p.m.

2. Roll Call

Present: Cameron Beach

Shirley Breyer Black

Malcolm Heinicke – absent for part of the closed session

Jerry Lee

James McCray, Jr.

Tom Nolan – absent with notification

Bruce Oka

Also present: Nathaniel Ford, executive director/CEO

Roberta Boomer, board secretary

Julia Friedlander, deputy city attorney

Debra A. Johnson, director, Administration and Taxi Services

Carter Rohan, senior director, Capital Programs and Construction

Jim Dougherty, chief safety officer, Safety, Security and Enforcement

Sonali Bose, chief financial officer, Finance and Information Technology

John Haley, chief operating officer, Transit Operations

Bond Yee, director, Sustainable Streets

Amit Kothari, director, Off-Street Parking

Kate Breen, manager, External Affairs

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

Director Heinicke was not present for the discussion with the City Attorney regarding anticipated litigation.

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR



CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

☒ Wages  
☒ Hours  
☒ Benefits  
☒ Working Conditions  
☒ Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:49 p.m.

14. Announcement of Closed Session.

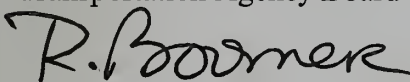
Vice Chairman McCray announced that the SFMTA Board of Directors met in closed session to discuss anticipated litigation with the City Attorney and labor negotiation with their Labor Negotiator. The Board of Directors took no action.

15. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Nolan-absent).

ADJOURN - The meeting was adjourned at 4:50 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, March 30, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
9 A.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

03-23-10 PM 2:58 RCVD

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.



## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - February 26, 2010 Special Meeting
  - March 2, 2010 Regular Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Special Recognition Award
  - Ongoing Activities
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Mid Century Insurance vs. CCSF, Superior Ct. #489940 filed on 6/30/09 for \$1,850
- B. Carolyn Cook vs. CCSF, Superior Ct. #8482966 filed on 12/15/08 for \$3,000
- C. Cheryl Garrison vs. CCSF, Superior Ct. #CGC7460460 filed on 2/14/07 for \$7,500
- D. Golfo Gega, Panagiotis and Demitrios Merkouris and Vasiliki Mavromatis vs. CCSF, Superior Ct. #CGC9483861 filed on 1/6/09 for \$65,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – BLUE ZONE – 2 Cameron Way, east side, from 0 feet to 20 feet north of the bottom of the handicap ramp.
- B. ESTABLISH – 2-HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY – 115-117 Wisconsin Street, east side, from 45 feet to 102 feet south of 16th Street.
- C. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR PARKING, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 300 Block of Liberty Street, both sides, between Church and Sanchez Streets.
- D. ESTABLISH – TOW-AWAY NO PARKING ANYTIME EXCEPT MARKED POLICE VEHICLES – Newhall Street, west side, from 28 to 200 feet south of Williams Avenue.
- E. ESTABLISH – ANGLED PARKING AT 60 DEGREES; BACK-IN – Newhall Street, west side, from 28 to 200 feet south of Williams Avenue.
- F. REVOKE – 90-DEGREE PARKING – Newhall Street, west side, from 28 to 200 feet south of Williams Avenue.
- G. ESTABLISH – ANGLED PARKING AT 60 DEGREES; BACK-IN – Williams Avenue, south side, from Newhall Street to 205 feet westerly.
- H. REVOKE – 90-DEGREE PARKING – Williams Avenue, south side, from Newhall Street to 205 feet westerly.
- I. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Child Street, east side, between Greenwich Street and Telegraph Place.
- J. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – 20th Street, north side, between Minnesota and Indiana Streets.
- K. ESTABLISH – BUS ZONE EXTENSION – Bayshore Boulevard, east side, from 70 to 80 feet north of Visitacion Avenue.
- L. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Winding Way, east side, from Prague Street to 60 feet southerly.
- M. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Winding Way, north side, from approximately 170 feet to 240 feet west of Drake Street.
- N. ESTABLISH – STOP SIGN – STOP sign stopping Forest Side Avenue at Vicente Street.
- O. ESTABLISH – UNMETERED MOTORCYCLE PARKING – 1442-1456 Sacramento Street, north side, approximately 240 feet to 251 feet west of Leavenworth Street.
- P. RESCIND – BUS ZONE – 17<sup>th</sup> Street, north side, between De Haro and Carolina Streets.
- Q. ESTABLISH – BUS ZONE – 17<sup>th</sup> Street, north side, from De Haro Street to 80 feet westerly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to accept and expend \$168,000 of Regional Measure 2 funds for a Safe Routes to Transit project to promote and encourage safe bicycling to and from the Glen Park BART Station. (Explanatory documents include a staff report, resolution, application and opinion of legal counsel.) (Sonali Bose)

(10.4) Adopting traffic calming projects for the Buena Vista Avenue – Roosevelt Way – 17<sup>th</sup> Street, Crestlake, Fillmore, St. Francis Wood, and Sunnyside neighborhoods (Explanatory documents include a staff report, resolution and maps.) (Bond Yee)

## REGULAR CALENDAR

11. Presentation and discussion of the SFMTA's Operating Budget for FY11 and FY12 and public hearing regarding possible increases to various fares, fees, fines, rates and charges, transit service modifications and expenditure reductions. (Explanatory documents include a staff report.) (Sonali Bose)

12. Declaring that a continuing fiscal emergency exists caused by the failure of agency revenues to adequately fund agency programs, facilities, and operations pursuant to the California Public Resources Code and California Environmental Quality Act. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

13. Presentation and Discussion of the SFMTA's Capital Budget for FY11 and FY12. (Explanatory documents include a slide presentation.) (Bond Yee)

14. Approving and adopting amendments to Article 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire to establish a Taxi Advisory Council. (Explanatory documents include a staff report, resolution and amendment) (Debra Johnson)

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

## RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

### CONFERENCE WITH LEGAL COUNSEL



Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A, and MEA

To discuss:

  X   Wages

  X   Hours

  X   Benefits

  X   Working Conditions

  X   Other

#### ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

16. Announcement of Closed Session.

17. Motion to disclose or not disclose the information discussed in closed session.

#### ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, March 30, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

90  
130/0  
6-2-11  
SPECIAL MEETING AND CLOSED SESSION  
9:00 A.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 9:07 a.m.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr. – absent at Roll Call  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

Vice Chairman McCray arrived.

On motion to approve the minutes of the February 26, 2010 Special Meeting: unanimously approved.

Chairman Nolan stated that at the February 26, 2010 meeting, the Board had intended to approve a motion to suspend its Rules of Order regarding public notice prior to approving Items 12 and 13 but that motion and vote did not take place. To remedy the omission, Chairman Nolan moved that the Board retroactively suspend their Rules of Order.

PUBLIC COMMENT on the motion to suspend the Rules of Order:

David Pilpel stated that the motion is not related to an agenda item and therefore it's not proper to take a procedural motion at this meeting. This action has legal effect because the resolutions refer to an action that didn't occur. This is not properly before the Board and is a violation of the Sunshine and Brown acts.

Teresa Sheehan expressed agreement with Mr. Pilpel. This meeting doesn't have to deal with legal ramifications.

Mark Norton requested information from legal counsel if there is any evidence of other retroactive approvals by any other city and county entity.

DCA Friedlander stated that any defect in approvals was not a legal defect related to public meeting laws and therefore, the Board was free to move forward with the motion.

On motion to retroactively suspend Article 4, Section 10 of the SFMTA Board of Directors Rules of Order regarding published notice: unanimously approved.

PUBLIC COMMENT on approval of the February 26 and March 2 minutes:

Peter Witt asked the Board if the minutes had been corrected and if not, why not. He expressed concern regarding the Board's lack of integrity, facts and direction for taxis. For ten years, the former Taxi Commission suppressed his testimony and materials he submitted. The public is not allowed timely access to meeting minutes. He demanded materials from the 2008 or 2009 Public Convenience and Necessity hearing.

On motion to approve the minutes of the February 26, 2010 Special Meeting: unanimously approved.

On motion to approve the minutes of the March 2, 2010 Regular Meeting: unanimously approved.

## 5. Communications

None.

## 6. Introduction of New or Unfinished Business by Board Members

None.

## 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Exec. Director/CEO Ford presented Special Recognition Awards to Derek Kim, manager, Human Resources, Administration, Taxis and Accessible Services; Deborah Saltzman, Transit Supervisor, Training Instructor, Transportation Training, Safety, Security & Enforcement; Conrad Cantrell; Electrical Transit System Mechanic, Metro East, Transit Operations; and Michael Henry, Assistant Supervisor, Potrero Maintenance Division, Transit Operations.

Exec. Director/CEO Ford discussed the departure of Chief Safety Officer Jim Dougherty and reviewed his accomplishments. He also discussed the status of the Proof of Payment and Governance audits.



## PUBLIC COMMENT:

Richard Clark, California Public Utilities Commission, expressed appreciation to Mr. Dougherty.

Julie Darbellay stated that sometimes she had lost her transfer which has caused problems. She noted that a paper transfer can get torn and asked if transfers could be made better so they're more secure.

Peter Witt stated that he had no idea that he needed to keep a transfer. He inquired why taxis weren't included in the discussion regarding fare evasions. People call for three cabs at a time and two of them don't get the fare. This is a disservice to the industry. There is a serious problem with calling a cab during peak times. The City needs to have better service during those times rather than more taxis. Tourists don't complain about taxi service.

Michael Leutziner, Operator, stated that he tells his riders to take a transfer but it's "edgier" when people pay a partial fare. He would like to know if people who pay a partial fare should get a transfer. Often arguments with a passenger occur as a result which always comes back on the operator.

David Pilpel stated that there needs to be more training for operators and more display cards. Issues related to Translink and transfer policies need more in-depth discussion. He asked when the scope of the BOS audit would be published. When it is published, it should be made available to the Board and to the public.

Jude Wideman stated that paid fares had increased in the system and were almost certainly due to the number of people who can't afford to drive cars.

Forrest Schmidt, Answer Coalition, stated that cost of the saturation enforcement, which is an increase in attacks on people, in the amount of \$3.6 million only brought in \$900,000. There is no proof for the assertion that increased ridership is the result. People don't understand that they're being cited so they don't pull out their proof of payment. It's wrong for the Board to not look for other revenue than from riders.

Irwin Lum, TWU, Local 250-A stated that there are not enough notices regarding Proof of Payment. People feel that there's selective and inconsistent enforcement. Some people are allowed to pay their fare while others are escorted off the bus. When people do have transfers, people are told that transfers that expire prior to when they get to their destination aren't valid.

James Bryant, SEIU 1021, stated that the public has to recognize that the subway has to be taken seriously. On many occasions, there aren't enough personnel to open the doors or cover for lunch breaks. After the 1989 earthquake, station agents corralled people out of the trains to save havens. We are creating our own liability by not ensuring that we have enough people to cover Metro stations and operate in safe manner.



## 8. Citizens' Advisory Council Report

No report.

## 9. Public Comment

Hansu Kim expressed concern that influential agents for one of the losing bidders had had undue influence on the process to award contracts for the management of parking garages. It's not too late to do the right thing. He urged the Board to execute the staff recommendation that was achieved via a process that was a model for how contracts should be awarded.

Fred Bekele stated that he has been pleading with the Board to proceed with the award of the contract. That was supposed to happen on February 1<sup>st</sup> but nothing has happened. This is a discrimination issue. His company won the contract fair and square. He stated that Mr. Ford had said that he didn't want the contract to be rejected. Staff recommended it. He asked the Board to do the right thing and award the contract. A lawsuit will be bad for the Agency.

Peter Witt asked if the Board knew what a customer satisfaction survey was. It's a tool to collect data. When the Board sees one that has been done consistently over the past ten years, the Board should know that they don't come any better. The Board shouldn't mind data to be better informed

Christopher Fulkerson stated that businesses rise and fall. If you take good taxi shifts away there will be no profitability. If there are peak-time medallions there will be a terrible safety problem as drivers will try to take out spare cabs. There will be pressure put on maintenance shops and nothing but problems on the road.

David Pilpel remembered three individuals who had recently passed away. He added that there are a lot of people leaving that will leave big holes in the agency and encouraged the Board to hold a hearing on succession planning. He noted that the Executive Director/CEO was out of the office for 22 out of 30 days in March.

Arthur Lembke stated that accidents caused by people driving medallions when they shouldn't will be remedied. Having part-time medallions is a way to go and he would rather see part-time medallions when they're needed rather than flooding streets with taxicabs when they're not needed. Vice Chairman McCray requested a status report regarding the contract for management of public garages at the next meeting.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Mid Century Insurance vs. CCSF, Superior Ct. #489940 filed on 6/30/09 for \$1,850
- B. Carolyn Cook vs. CCSF, Superior Ct. #8482966 filed on 12/15/08 for \$3,000
- C. Cheryl Garrison vs. CCSF, Superior Ct. #CGC7460460 filed on 2/14/07 for \$7,500
- D. Golfo Gega, Panagiotis and Demitrios Merkouris and Vasiliki Mavromatis vs. CCSF, Superior Ct. #CGC9483861 filed on 1/6/09 for \$65,000

Director Heinicke requested that Item 10.1B be removed from the Consent Calendar. He noted that the report is lacking in information.

### RESOLUTION 10-034

On motion to approve Item 10.1B:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – BLUE ZONE – 2 Cameron Way, east side, from 0 feet to 20 feet north of the bottom of the handicap ramp.
- B. ESTABLISH – 2-HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY – 115-117 Wisconsin Street, east side, from 45 feet to 102 feet south of 16th Street.
- C. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR PARKING, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 300 Block of Liberty Street, both sides, between Church and Sanchez Streets.
- D. ESTABLISH – TOW-AWAY NO PARKING ANYTIME EXCEPT MARKED POLICE VEHICLES – Newhall Street, west side, from 28 to 200 feet south of Williams Avenue.
- E. ESTABLISH – ANGLED PARKING AT 60 DEGREES; BACK-IN – Newhall Street, west side, from 28 to 200 feet south of Williams Avenue.
- F. REVOKE – 90-DEGREE PARKING – Newhall Street, west side, from 28 to 200 feet south of Williams Avenue.
- G. ESTABLISH – ANGLED PARKING AT 60 DEGREES; BACK-IN – Williams Avenue, south side, from Newhall Street to 205 feet westerly.

- H. REVOKE – 90-DEGREE PARKING – Williams Avenue, south side, from Newhall Street to 205 feet westerly.
- I. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Child Street, east side, between Greenwich Street and Telegraph Place.
- J. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – 20th Street, north side, between Minnesota and Indiana Streets.
- K. ESTABLISH – BUS ZONE EXTENSION – Bayshore Boulevard, east side, from 70 to 80 feet north of Visitation Avenue.
- L. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Winding Way, east side, from Prague Street to 60 feet southerly.
- M. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Winding Way, north side, from approximately 170 feet to 240 feet west of Drake Street.
- N. ESTABLISH – STOP SIGN – STOP sign stopping Forest Side Avenue at Vicente Street.
- O. ESTABLISH – UNMETERED MOTORCYCLE PARKING – 1442-1456 Sacramento Street, north side, approximately 240 feet to 251 feet west of Leavenworth Street.
- P. RESCIND – BUS ZONE – 17<sup>th</sup> Street, north side, between De Haro and Carolina Streets.
- Q. ESTABLISH – BUS ZONE – 17<sup>th</sup> Street, north side, from De Haro Street to 80 feet westerly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

Item 10.2 N was removed from the Consent Calendar at the request of a member of the public.

#### PUBLIC COMMENT on Item 10.2N:

David Pilpel questioned environmental review for the items and expressed the belief these are exempt from environmental review. He suggested that future calendar items include that information. He also stated that one Board member may live in close proximity to 10.2N and wondered what the process was to determine if there is a conflict.

DCA Friedlander stated that it is up to Board members to identify conflicts.

#### RESOLUTION 10-035

On motion to approve Item 10.2 N:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

(10.3) Authorizing the Executive Director/CEO to accept and expend \$168,000 of Regional Measure 2 funds for a Safe Routes to Transit project to promote and encourage safe bicycling to and from the Glen Park BART Station. (Explanatory documents include a staff report, resolution, application and opinion of legal counsel.) (Sonali Bose)

#### RESOLUTION 10-036



(10.4) Adopting traffic calming projects for the Buena Vista Avenue – Roosevelt Way – 17<sup>th</sup> Street, Crestlake, Fillmore, St. Francis Wood, and Sunnyside neighborhoods (Explanatory documents include a staff report, resolution and maps.) (Bond Yee)

Item 10.4 was removed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT on Item 10.4:

David Pilpel expressed concern about environmental review and potential conflicts. Calendar items should include the environmental review document or the case number. The detail on the particular traffic calming projects is small, hard to read and not easy to understand. He asked for the opportunity to discuss this further with Mr. Yee and staff.

RESOLUTION 10-037

On motion to approve Item 10.4:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

On motion to approve the Consent Calendar (Items 10.1B, 10.2N and 10.4 severed):

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

#### REGULAR CALENDAR

11. Presentation and discussion of the SFMTA's Operating Budget for FY11 and FY12 and public hearing regarding possible increases to various fares, fees, fines, rates and charges, transit service modifications and expenditure reductions. (Explanatory documents include a staff report.) (Sonali Bose)

Chairman Nolan stated that the recent announcement regarding state funds for transit has provided the SFMTA with a little breathing room. He suggested that the SFMTA be prudent with the money but suggested that, due to Board member opposition at the last meeting to the establishment of a premium pass for express vehicles and cable cars, that the Board rescind their action on those two items. He also asked staff to return to the Board with a series of options with regards to the planned service cuts.

Exec. Director/CEO Ford stated that staff would bring a resolution to the Board that would rescind, for FY10, increases to the express and cable car premium pass and would present opportunities to defray or delay the current 10% cut in service. He noted that the State money may not arrive prior to the end of the fiscal year but that staff is working with various entities to see if the money could be advanced to help resolve the FY10 budget deficit.

Sonali Bose, chief financial officer, presented the staff report.



## PUBLIC COMMENT:

Teresa Sheehan stated that money from the State should keep fares at current rates or at rolled back rates. Driver and staff salaries should be maintained. The SFMTA shouldn't count on taxi medallion sales. Service should be cut back on some lines but certain buses are overcrowded.

Omar Ali expressed opposition to cuts in public service and demanded an end to police harassment. The budget crisis is due to ineffective bodies. He stated that cuts to OWL service will cause delays for students. He condemned attacks on drivers and stated that they should get fair pay. The State money should be used to restore public service.

Tan Chow stated that budget deficit will disproportionately hit Chinatown residents. In Chinatown public transportation is a necessity not a choice. The public deserves to know where the money is going. State funds should go to operating costs. The SFMTA should reduce unnecessary work orders, create a pass for youth and provide affordable public transit. Don't balance the budget on backs on those who are most dependent on transit.

Wong Hoi Chung expressed concern about the SFMTA budget. Many who ride Muni are low income and Muni is the only way to get around. He requested transparency with regard to the State funds and would like to see the service cuts rescinded.

Wing Hoo Leung expressed concern about Muni services. 90% of seniors and students rely on public transit. They face deeper service cuts and irregular schedules. Accidents are due to mismanagement. He encouraged SFMTA officials to come to Chinatown to see what it's really like. Chinatown needs better service. Every time the elderly come to hearings, they arrive before the start of the meeting but they have to go to an overflow room. They are treated like second class citizens.

Rosa Penate stated that there is money. This is a war of the ruling class against the working class. The war in Iraq and Afghanistan isn't her war and she wasn't consulted. Funding to Israel should be cut. No more hikes and no more cuts in services.

Paul Greenberg stated that corporations have wealth. This is a city whose wealth comes from the workers. He stated that he doesn't appreciate union bashing or blaming them for problems created by management. Drivers and workers are united.

Irwin Lum, TWU 250-A stated that service cuts and fare increases are the wrong way to go. Further cuts and increases will place an undue burden on seniors, youth, disabled and working families especially at a time when more people are unemployed. Muni has to be reliable and affordable. Further cuts will mean buses will be overcrowded and people will be passed up. Operators will experience the frustration of the public. The SFMTA needs to look work orders and reduce the money that goes to other departments. The May 1 service modifications should be cut back.

Forrest Schmidt stated that there was an effort to demonize and penalize the workers in the press. The Chronicle and Examiner didn't list manager salaries. At the last town hall meeting, people were told they would have to use their cars. Poor people don't have cars. A coalition of riders and drivers have come together to oppose cuts. Rich people have money.

Richard Becker stated that every proposal presented tries to squeeze the last dollar out of the working poor. The Board doesn't talk about the war or the AIG bailout. The "feds" should be asked to bailout transit. The rich, who created this crisis, should be taxed. This is political cowardice. It's easier to attack the poor rather than take on the rich.

Sarah Carlson congratulated the SFMTA for maintaining some semblance of service. A fiscal emergency exists because of the extensive misuse of funds. The SFMTA wants people to believe that the only way for the Agency to survive is to take from the poor but people know that's not true. People wait for overcrowded buses and are harassed by police. No cuts. No hikes.

Steph Feiring stated that she knows something needs to be done about the huge budget deficit but service cuts hurt riders. People who don't pay their fare should be stopped from boarding through the rear doors. Broken fare boxes should be fixed. The decision makers need to take pay cuts and admit that they made mistakes.

John Hunt stated that the proposed premium fare for express buses and cable cars are a slap in the face to working people who already pay more for passes. He expressed appreciation for the interest shown by the Board to rescind the premium passes. He uses cable cars to connect with the Market St. and Van Ness corridors.

Marlene Tran stated that she collected over 4,000 signatures in opposition to Muni and the fare hikes. The administration should be more fiscally responsible and shouldn't dream up needless things such as renumbering bus lines. High salaried board members and staff should take a salary cuts. San Francisco needs more transit, not less. Allocating only \$500 for translation is disrespectful.

Donaji Lona, POWER, stated that hikes and cuts make it impossible for families to use public transportation. The Board doesn't have any idea what it feels like for someone who can't afford \$2 to ride a bus and the remedies don't make sense. People will have to pay more for because of budget mismanagement. These policies have a high human cost and a high discrimination in the community. It is shameful that a youth is taken off a bus in handcuffs when he doesn't have the money to pay his fare. POWER is united with the drivers and is against the declaration of fiscal emergency.

Beatriz Herrera demanded that the Board not declare a fiscal emergency. A fiscal emergency is not necessary. Criminalizing fare evaders is wrong and unfair. The Board should stop targeting young, old, and regular people of color to hide its' mismanagement.



David Delgado expressed opposition to raising fares and to the declaration of fiscal emergency. Poor neighborhoods are being targeted. We don't need to have police on Muni to collect transfer fees.

Patricia Fernandez stated that the police should stop harassing and ticketing people. They should ticket skate boarders on Van Ness. We want to be a "green" city and encourage people to take public transportation. The Board is working with the automotive industry. The changes will affect the poorest, most vulnerable people. The 14 and 49 lines are ugly and dirty and don't have accessible stops for people with disabilities. The declaration of fiscal emergency must be stopped.

Frank Lara stated that it is disrespectful to the public to cut service and have meetings at 9 am. The fiscal emergency should be stopped. People are frustrated and want to see the solutions put on the rich.

Pat Hendricks wondered if the Board understands that Muni is a service. The platform was filled with people this morning and three vehicles went by that were packed. She was able to board the fourth vehicle. This is common at 9 am. Besides looking at the needs of seniors, students and disabled, the Board needs to look at the needs of working people. The J-Church is jammed.

Herbert Weiner stated that the Board and management don't see passengers as humans, especially seniors and disabled. The TEP has been the foundation of all cuts. Cuts will destroy Muni service. With the influx of State funds no increases to fares or cuts to service should be contemplated. The management salaries should be cut and used for buses and drivers. It's time to declare a management crisis not fiscal one.

Vera Haile expressed concern about language access as it hasn't been happening. Ms. Haile stated that she was glad to hear that the SFMTA got additional money but wants to hear a commitment that senior, disabled and youth fares won't increase. People are unanimously against fare increases.

Donna Willmott stated that extending parking hours is unpopular but there is also tremendous unpopularity for raising the discount fare. There is a common voice against balancing the budget on the backs of the most vulnerable. She expressed appreciation for the brief reprieve and requested that the Board freeze the discount pass. It's too punishing for those who cannot afford it. Another top priority is to minimize the service cuts which disproportionately affect people.

PJ Williams, Transit Operator, stated that he understands that the budget has to be fixed but operators move the people. Operators are not there to be liked. They have a job to do. Operators are united with the public. Drivers haven't had a raise in the last 18 months. He is appalled to hear the media say that drivers aren't giving back anything.

Karen Van Dine expressed concern about increased fares and less service. People on SSI have very little money to spend on basic needs. Students who kicked off Muni vehicles are just trying to get to school or to a part-time job.

Ellen Murray stated that the major issue that is not being addressed is revenue. Staff has put forth a false choice between fare increases and operator wages. In reality, there are areas of revenue collection that the SFMTA has failed to go after such as the transit impact development fee or an assessment district that have been gutted by big business. Big business has avoided paying for transportation service.

Bruce Allison suggested that since 511 is the official number is free and 311 charges the Agency money, then people should use the free service.

Mark Joseph Soderman stated that the Board has to take the public's interest into consideration because they voted for the Board. It's not easy to pay rent or bus fares. The City should consider having a day pass similar to the one in Los Angeles.

Tiffany Konyen stated that middle school students will get creative and use their bikes to make their way around the city. The Board should get creative and make problems as less painful as possible. The hikes and decreases to service should be reconsidered and the Agency should stop making drivers its' attack dogs.

Jazzie Collins stated that you found \$3m and got another \$38m. The Agency has \$70m in federal transportation money. There is no fiscal emergency. There is nothing but corruption. Riders want to public transportation all day. Gender profiling should be stopped. It's unnecessary to ask for identification when people are asked for their proof of payment. Salaries should be decreased.

Jude Widman wondered why San Francisco couldn't have quality public transportation like other large cities. London has a fee zone downtown which impacts the rich. San Francisco should charge \$12 to get downtown and apply it to Muni. It's cheaper to drive across the bridge than to take BART. We need to reduce the number of parking spaces in SF. This will decrease car use and increase space for pedestrians. We need to tax gas stations. People are hassled for not being able to pay their fares. Board member salaries are too high.

Howard Grayson asked the Board to stop raising prices because the public can't afford it. It's time for the Board to take its' cut and stop pitting drivers against riders. There should be more buses and more drivers.

Julio Hernandez stated that difficult decisions have to be made. Everyone knows how much money the Board makes and those salaries should be cut. He received a \$75 ticket because his transfer had expired. People will be protesting until the police are moved out of Muni.

Mitch Park stated that a majority of workers can't make these meetings. They don't know what a fiscal emergency is. It's safer to take BART rather than take the 14 Mission. A fiscal emergency isn't an option in this situation as there is plenty of money. Mr. Park expressed opposition to service cuts and increased fees.



Tatiana Kostanian stated that she has many disabilities and is on SSI. The N-Judah isn't accessible from 19<sup>th</sup> to Sunset. She urged the SFMTA to make bus lines inclusive and accessible.

Mario Yedidia, SF Youth Commission, stated that even with state money, the SFMTA is still facing a deficit. The Youth Commission has thought about how to prioritize the most vulnerable people and protect them from fares and they ask the SFMTA Board to consider implementing a youth lifeline pass to be sold at half the cost of a youth discount pass. He has heard many anecdotes about aggressive fare evasion.

Kim Malcheski stated that the 26 Valencia was terminated so now he pays extra to ride the 14-Mission which is a filthy bus. He has never ridden on a bus system that has as much trash or where there are armed police that board a bus to check for transfers. This is an artificial financial crisis because the SFMTA pays out millions in overtime. The Board isn't managing the system. Paying for work orders is money out of our pocket and is a violation of the "Transit First" policy. CEQA requires the Agency to conduct environmental impact reports.

Bobby Bogan stated that there is too much money. The nation is in an economic crisis and everyone has to make things happen, especially the Board. Sacrifice has to be spread around and it should start with the Board. The culture has got to change otherwise the nation won't get better.

Eva Chrysanthé expressed support for Muni drivers who put up with abuse. There is little respect for them. The public transit system in New York is excellent. The more that is invested in a public good, the stronger that city is. She stated that it's wonderful to be on a system that is democratizing but that is lacking in San Francisco. The public has no sense of what a city is because people are driving their cars.

Dave Schneider would like to know if there is a plaque in City Hall that honors the workers who built this building. There are statues of the big guys but nothing for workers.

David Fischer commended Muni for doing a good job for the most part. He stated that he has been liberated from his automobile. The problem in an urban environment is people who drive short distances. He inquired as to how many Board members took Muni to the meeting. People who have cars should face a syntax on their internal combustion machines. He stated that he doesn't buy the argument that people won't be able to get to work because of a licensing fee. Muni drivers should have badges.

Edgar Maddrey spoke about the cuts to service. His punctuality has been challenged when he uses public transit. Late evening service cuts will be hard. He implored the SFMTA to run buses often enough especially late in the evening so they're useful.

Gloria stated that their opinion doesn't count because youth are still facing the atrocities made by the Board. This is helping people to organize so they can fight back. For a long time, buses have provided a half-service. Buses break down frequently. The news that workers are being fired is incredible and unfair. The Board needs to ride the bus so it can experience what riders do.

Peter Witt stated that he doesn't envy the Board its job. It's difficult but the Board is being paid big bucks but is not being accountable. He stated that he is happy that Muni is failing because taxi drivers get more rides. They can use the business. Taxi drivers aren't being treated fairly. There's no mention of increasing meter rates. They want a "fair raise" in order to keep up with inflation.

Tina Landis stated that the SFMTA wants to declare a fiscal emergency rather than study the impact on the city. People don't want to pay for mismanagement. More public transit is needed. It's a lie that there is no money. The Board's bloated salaries should be cut. Public transit can be free if cuts are made from the top.

David Pilpel stated that it appears that the proposals don't add up to the amount of the projected deficit. It's difficult to compare the staff report for Item 11 with the presentation. There were significant changes that are difficult to reconcile. It's not clear that there is a comprehensive plan to address the deficit. He stated that he had previously requested background information and a comprehensive list of the assumptions used for this budget. It's important to have those details so the public can review the information and the Board can have better informed public comment. The automatic indexing plan wouldn't increase fares in FY11 but would result in decreased fares. The Translink fare is unfair.

Ann Dufrane stated that drivers are very courteous and that she rarely encounters one who is having a bad day. The Board must seriously consider the issue with overtime as it is very inflated. The proposal for residential parking permits is to raise them by \$20 per year but the raise to discount passes would be \$60 per year. The fee for parking permits should be raised. They are the best deal around.

Chairman Nolan closed the public hearing. The Board recessed the meeting in order to take a short break.

Exec. Director/CEO Ford stated that there has been consistent misinformation presented regarding salaries paid to members of the Board. Board members are volunteers and receive a stipend for attending Board meetings. The actual compensation is \$2,400 per year.

Director Beach asked about the number of wrapped vehicles on city streets has increased and expressed concern that the advertising contract was being violated. He also requested additional information regarding rental of SFMTA vehicles and an update regarding the Cubic contract.

Chairman Nolan stated that the consensus of the Board is to eliminate the fee for express lines and to direct staff to come back with proposals to reduce cuts to Muni service.

12. Declaring that a continuing fiscal emergency exists caused by the failure of agency revenues to adequately fund agency programs, facilities, and operations pursuant to the California Public Resources Code and California Environmental Quality Act. (Explanatory documents include a staff report and resolution.) (Sonali Bose)



Sonali Bose, chief financial officer, presented the staff report.

#### PUBLIC COMMENT:

David Pilpel stated that he received written responses to his comments this morning and he has not had sufficient time to review the responses and determine if they are responsive. He stated that he did provide written comments before 5:00 pm on March 12. This is a special meeting. The law discusses responding at a regular meeting. He questioned why the Agency would invoke this action if there were no service cuts planned. There was no detail about fares. The public comment at the last meeting doesn't seem to be fully responded to. His previously submitted comments weren't responded to. He urged the Board not to adopt the item.

Donaji Lona stated that declaring this fiscal emergency will impact the community without measuring what that impact would be. Many people who commented previously are opposed to declaring the fiscal emergency. Nobody has been happy with the changes already implemented and the community needs to study it with good attention. San Francisco needs to have a sustainable transportation system.

Frank Lara said that these statistics allow people to be terrorized in certain districts. People are seeing that tax increases are being proposed. Instead of going for large amounts of money that can sustain Muni for years, the Board is going for little things. Instead it should mobilize people to go for the large amounts of money.

Paul Greenberg inquired into what this "so-called" fiscal emergency was. There is a capitalist crisis. There haven't been any natural disasters. This was a decision made by wealthy bankers and is on the backs of the workers. It's time for the banks to pay.

Francisco Da Costa stated that the Board has adversely impacted the community, especially the physically challenged, the elderly and the poor. The Board represents the community and it knew what was coming down the pipeline. The Board had no vision. 80% of this dire emergency is due to poor leadership.

Sue Vaughan stated that she knows the crisis is real and huge and not all your fault but this situation is not going to get fixed in two years. It will require thinking really big and making some politically hard decisions. The Agency has to expand the hours of parking meter operation. People will get used to it. The Agency has to put a revenue generating measure on the ballot. She expressed doubt that everything possible has been done.

Forrest Schmidt stated that people were at the meeting earlier to oppose the fiscal emergency. It's crazy to think it's a good idea to spend \$3.4m to collect \$900,000. The Board has worked against the will of the crowds and continues to discredit itself. The Agency has dug a hole for itself and has no credibility left.

Dave Schneider stated that there's no plaque in the building dedicated to the workers. As far as the fiscal emergency is concerned, Abraham Lincoln said that labor is superior to capital because it came first.

Barbara Lopez expressed concern with calling this a fiscal emergency. Attendance at schools is mandatory and Muni is essential for children to attend schools. The price increase really affected working families. This affects the life of a family in many different ways.

Christopher Fulkerson stated that the way to get out of the economic problem is two-fold. Tax the rich and raise the income of the poor. You can tax the rich immediately. The problem you're being presented with is not yours to solve but it's a good idea.

#### RESOLUTION 10-038

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

NAYES – Black and McCray

13. Presentation and Discussion of the SFMTA's Capital Budget for FY11 and FY12. (Explanatory documents include a slide presentation.) (Bond Yee)

Timothy Papandreou, deputy director, Sustainable Streets, presented the staff report.

In response to a question by Director Beach, acting ED/CEO Debra Johnson stated that staff would provide a memo to the Board that outlines the expenditure of funds for all projects related to fare collection.

#### PUBLIC COMMENT:

David Pilpel stated that the cash flow in the program is unclear and it's also unclear if these are prior encumbrances or future dollars. He suggested that the list of projects include a description of the project, the funds and whether the project is intended to reduce or expand operating costs. Mr. Pilpel is in favor of prioritizing those projects that reduce operating costs. It isn't clear what the unfunded need is. Vehicles and transit facilities are at issue.

Peter Witt wondered why taxis weren't included. Cab drivers are slowed down from picking up customers because they have to make change for a \$20. Taking payment by credit cards also slows cab drivers down. Nobody seems to have thought of cab stands.

Christopher Fulkerson stated that the issue of universal dispatch will soon become obsolete due to applications available on I-phones. Throwing money at universal dispatch isn't something that merits immediate action.



14. Approving and adopting amendments to Article 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire to establish a Taxi Advisory Council. (Explanatory documents include a staff report, resolution and amendment) (Debra Johnson)

PUBLIC COMMENT:

David Barlow, UTW, stated that the Board shouldn't amend the Code. The Board doesn't want to undermine its' regulatory authority. Medallion sales will do that. A majority vote on that panel will go to the interests of medallion holders. The Board shouldn't approve this amendment.

David Pilpel stated that the proposed council would not be a passive advisory body. If the Board creates it, it will be a policy body pursuant to the Sunshine Ordinance Task Force. He would like to know what the staffing costs would be. The amendment is not approved as to form and there are no public members serving on the body. He questioned whether the Board was provided the correct resolution.

Ms. Hayashi stated that Mr. Pilpel was correct regarding. This body would not be a passive meeting body and the resolution was in error.

DCA Friedlander stated that the calendar item and actual legislation before the Board was correct and therefore, the Board could move forward.

David Schneider stated that he was disturbed by the vote by Directors Black and McCray as it divided workers against workers. At the last meeting there was a petition of 600 drivers who didn't want this medallion plan to go forward.

Ruach Graffis stated that in last 30 years, taxi industry has endured the demise of the union, political neglect and decades of corruption. The Taxi Commission ignored the huge issues facing the industry. The industry had hoped that with the Board's knowledge of union rules this would improve but the Board's vote took away the one shining hope for medallions. There are only three people to represent 6500 drivers who will serve on the structure of the group that will oversee this industry.

Peter Witt stated that he thought we were talking about dissolving the pilot program. Companies have been ruling for a long time. Drivers have no say and the public has no voice. There is no permanency to this group and it strikes him as being corrupt. Payoffs are standard and are part of the culture. This is a small group of nobodies to represent cab drivers who have no benefits.

Christopher Fulkerson stated that medallions are not city property. Drivers create their value. They are a license and not a commodity. A lot of human suffering has occurred due to the passage of Prop K.

Mary McGuire stated that this body is a good idea if they will deal with other issues. Making it a policy body is good because it will have to follow Sunshine Rules. It would also be good to televise meetings to reach out to the industry. There are issues other than the sales of medallions that need to be dealt with.

Carl Macmurdo expressed appreciation for the advisory council. It's well balanced and will give a lot of input to complex problems.

Barry Korengold expressed support for the idea of an advisory council. It includes representation from various parts of a complex industry. This is a good start towards finding workable, practical solutions. He assumes that the town hall meetings will continue.

Bill Mounsy says that this just sets up a new taxi commission. The last one didn't work and this one won't either. Somebody has to make decisions for the industry. The public should be represented.

John Han stated that the concepts of an advisory council are a good idea if there were a few changes. The 15 member council appears to be well balanced but there are nine medallion holders versus six non-medallion holders.

Paul Goodfader expressed hope that medallions aren't sold. A lot of people would be hurt. Drivers live day to day.

Ed Healy stated that this is a simple advisory committee that will make non-binding decisions. The SFMTA has a Citizen's Advisory Council that this council will work in coordination with. Mr. Healy supports the establishment of the advisory council.

Arthur Lembke expressed appreciation to the SFMTA for their accomplishments. This vote will allow the spirit of transferability and allow older medallion holders to retire with dignity. It's a win-win situation for all concerned. Part-time taxi medallions should be put out for times of great need. Hansu Kim, SF Taxicab Coalition, stated that the coalition fully supports the formation of the council. He stated that he has never seen the level of transparency and inclusion that exists within the SFMTA. This council is a good first step towards an integrated taxi policy.

Yossede Desta stated that he had submitted document to Ms. Hayashi at prior taxi meetings to add more taxis and had suggested to her that the taxi industry is a feudal system. Each taxi driver should submit \$1,000 which will be a prize for the person who submits the best ideas.

Mike Spain expressed support for the organization of this advisory board. It may look to be in favor of permit holders but there are six seats for cab companies. He cautioned the SFMTA about the interest of the city to take back permits from people who appear to have violated the procedures.

Jane Bolig noted that there are several bodies at which the public can speak. She welcomes the establishment of a body of people that knows what the taxi industry is. Companies welcomed the pilot program but are cautious about possible pitfalls.

Chris Hayashi read into the record the revised resolution for consideration by the Board related to the establishment of a temporary Taxi Advisory Counsel.

#### RESOLUTION 10-039

On motion to approve the resolution as revised:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 3:48 p.m.

##### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, chief of staff/director, Administration  
John Haley, chief operating officer  
Sonali Bose, chief financial officer

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:



## CONFERENCE WITH LEGAL COUNSEL

### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

## CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

### Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A, and MEA

### To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:15 p.m.

### 16. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session for a conference with their labor negotiator. There was no discussion of anticipated litigation. There was no action taken.

### 17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 4:17 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

*R. Boomer*



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).

MATERIAL SUPPLIED BY A MEMBER OF THE PUBLIC FOR INCLUSION IN THE MTA's MINUTES OF MARCH 30, 2010. To ensure that the comments are accessible, this material is reproduced exactly as presented below. A PDF of the comments will be added to the printed meeting minutes.

Item (4#) Approval of the minutes –

- Did you correct the minutes I asked for?
- Are you going to correct them?
- And why not?

I'm troubled by these facts which suggest this Board is lacking...

- Direction
- Integrity
- and Information

with regards to..."Taxi-Service".

I'm not talking about Tourists or Bay-Area visitors.

"For the record" and for "Ten years" ... "The Taxi Commission" ...had been... "suppressing my public comment" and the relevant evidence I've submitted. There by, manipulating "anecdotal-testimony" ... for political personal, and/ or financial gain.

Let the record show ..."Your minute approval process denies a timely public-review...thus making any corrections impossible.

(AND) Let the record show...Due to the absence of a 2008 or 2009 P.C. & N. hearing... I demand "The data" I've collected from 2,000 customers be included in the 2010 P.C. & N. process.

Combined with the 2010 survey I'm (currently) conducting.



Item (4#) Approval of the minutes -

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Combined with the 2010 survey I'm (currently) conducting.







SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, April 6, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

04-02-10 PM 17:00

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-March 30, 2010 Special Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

-Special Recognition Award  
-Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:



- A. Allstate Ins. vs. CCSF, Superior Ct. #CGC10495832 filed on 1/7/10 for \$750
- B. Mario Palomo vs. CCSF, Superior Ct. #8482415 filed on 12/2/07 for \$1,500
- C. Mirwella Ramos vs. CCSF, Superior Ct. #476031 filed on 6/5/08 for \$3,000
- D. Calif. Casualty Ins. vs. CCSF, Superior Ct. #CGC9495479 filed on 12/24/09 for \$3,100
- E. James Giroux vs. CCSF, Superior Ct. #8474512 filed on 4/22/08 for \$19,000
- F. Gay Yee vs. CCSF, Superior Ct. #CGC8480794 filed on 10/10/08 for \$23,635.63
- G. Gregory Todd Stress vs. CCSF, CityLaw #100908 filed on 9/29/08 for \$31,175.35
- H. Janie Hillyer, vs. CCSF, Superior Ct. #CGC8483006 filed on 12/15/08 for \$47,500
- I. Marcos Antonio DeSousa vs. CCSF, Superior Ct. #8473052 filed on 3/6/08 for \$60,000

(10.2) Rescinding the decision to implement a Peak Hour Express Route Premium Monthly Pass and Cable Car Premium Monthly Pass. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

## REGULAR CALENDAR

11. Presentation and discussion of the SFMTA's Operating Budget for Fiscal Year 2011 and Fiscal Year 2012 including possible increases in various charges or reductions in services to resolve the projected budget deficits for FY11 and for FY12. (Explanatory documents include a slide presentation.) (Sonali Bose)

12. Presentation and Discussion of the Hunters Point Shipyard Phase 2 - Candlestick Point Integrated Development Project and related Transportation elements. (Explanatory documents include a staff report.) (Bond Yee)

13. Authorizing the Executive Director/CEO to execute Amendment One to Contract No. APT 591-01 - LRV Doors and Steps Reconditioning and Systems Rehabilitation, with AnsaldoBreda, to perform a complete rehabilitation of 34 LRVs for \$11,996,867 for a total contract amount not to exceed \$68,749,421, and to extend the term of the contract from five years to six years. (Explanatory documents include a staff report, resolution and amendment.) (Carter Rohan)

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

## RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:



CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

- A. Donald Rodriguez vs. CCSF, Superior Ct. #CGC9485668 filed on 3/3/09 for \$152,183
- B. James Scacchetti vs. CCSF, Superior Ct. #CGC7467135 filed on 9/13/07 for \$295,000
- C. Jennifer and Melissa Hines vs. CCSF, Unlitigated Claim #91106 filed on 4/7/09 and 7/17/09 respectively for \$1,126,526.62

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

- X   Wages
- X   Hours
- X   Benefits
- X   Working Conditions
- X   Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

## ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, April 6, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2:00 P.M.

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BOARD OF DIRECTORS

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 2:00 p.m.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke – absent at Roll Call  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

#### PUBLIC COMMENT:

Peter Witt expressed appreciation for the opportunity to review the minutes prior to approval. He stated that he didn't see his 150-word statement that he had submitted for inclusion in the minutes. (Board Secretary Boomer showed him where his statement was inserted in the minutes.)

David Pilpel requested correction to his comment for Item 9. He requested that the minutes be amended to add the names of the people who had passed away.

Chairman Nolan stated that the names of those individuals would be added.

On motion to approve the minutes of the March 30, 2010 Special Meeting as amended: unanimously approved (Heinicke-absent).

### 5. Communications

Chairman Nolan stated that items on the Regular Calendar would be considered after the CAC Chairman had provided his report. Following completion of those items, the Board would consider general public comment and items on the Consent Calendar.



Board Secretary Boomer stated that an overflow room was available should the need arise.

#### 6. Introduction of New or Unfinished Business by Board Members

Director Lee requested information regarding the SFMTA's role in managing public garages and lots.

Director Heinicke arrived.

#### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Exec. Director/CEO Ford presented special recognition awards to Ha Nguyen, project engineer, Capital Programs and Construction; Bridget Badasow, receptionist, Office of the SFMTA Board of Directors; and Stanley Chan, transit operator, Cable Car Division, Transit Operations.

ED/CEO Ford also discussed the status of the RFP for management of parking garages.

#### PUBLIC COMMENT:

Hansu Kim stated that the garage contract is about how corruption happens in city government. The process was transparent and the SFMTA received good bids. The winning contractor has been patiently waiting and wants to know why the contracts haven't been awarded. He expressed the belief that agents of losing bidders who currently have contracts have influenced the process. His clients were threatened and they will put forth a complaint that addresses this misconduct and that will inform the public about what happened.

Fred Bekele, Convenient Parking, stated that a citizen gets different treatment based on their connections. The award of the contracts was not based on merit because his firm clearly won the bid. More relevant was how to satisfy the powerful people that threatened them and that manipulated the system. Corruption exists in San Francisco.

David Pilpel reminded the Board that they have exclusive authority over parking garages and facilities. The request of the Mayor to the Controller's office didn't originate with the SFMTA Board. The study isn't appropriate unless the Board has approved the matter. Assets within the Agency are under the SFMTA's exclusive authority.

#### 8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, reviewed the recommendations of the Citizen's Advisory Council.

Vice Chairman McCray requested a response to the question raised by Mr. Murphy regarding the number of service hours.

#### PUBLIC COMMENT:

Peter Witt expressed concern about submitting a ballot measure that would be a "claw to grab more money." People who don't use Muni would be taxed because parking permits were originally intended to create parking spaces for residents but now those funds are used to fund the MTA. Residents who drive cars don't take Muni. There are other ways to tap into people who don't use Muni. It's outrageous that the SFMTA is constantly grabbing for money.

Barry Taranto stated that there's a report about meters that doesn't seem to be accurate. It is important that meters in commercial districts be extended to 7 pm. There is a lot of double parking in different areas of the city. Meters running to 7 pm will make Muni move faster. There is bad publicity out there.

#### 9. Public Comment

Dave Schneider stated that the Board has jurisdiction over taxis. On January 11, there was a knife attack on a cab driver. Cab drivers weren't aware of the incident. He asked for information regarding the procedure to notify drivers so that all cab drivers are aware of what happened. He urged the Board to schedule a hearing on the matter or to request that a plan be developed to address the situation. This will happen again.

Barry Taranto inquired about the money from the taxi fund. The Board should request documentation that the money is put back into the taxi wrap fund. Taxi drivers need to have a set time on SFMTA Board agendas. Many drivers won't do radio calls. Having a debt of \$250,000 over 15 years is a long time to owe money to a financial institution. He would like to know what will happen to the chief safety officer position and to enforcement.

Emil Lawrence stated that he submitted a letter to the Airport Commission regarding their attempt to take money for short fees. If the Airport Commission can't make money, the airport should be sold. Taxi drivers don't have benefits. Mr. Lawrence stated that his experience outweighs the experience of a majority of the Board. He presented a copy of his application to the Mayor to serve as a member of the SFMTA Board.

Tone Lee stated that the airport policy will make cab drivers not go south. The airport needs a shuttle policy. Drivers will speed and will put customer's lives at risk. "Short fares" is an attempt to make money from cab drivers.

David Pilpel stated that the Board needs to hear about succession planning. Sam Lau's leaving will be a significant loss. Mr. Pilpel is willing to meet with staff to discuss the budget and other matters which could head off some disputes. He expressed hope that the Board would schedule a hearing on work orders and work rules. He noted that in the past week, there has been a change to the policy regarding charging for copies of documents. Previously, people weren't charged for small requests. He stated

that there needs to be a process to consider financial hardship. The Board should get a comprehensive report on the entire budget.

Peter Witt inquired if they Board has seen his survey and if they had any questions. He has surveyed over 1,000 customers per year for the past ten years. A real pilot project should start with ten cabs and not sixty. He inquired if the Board read the 2006 study regarding Prop. K and equity for drivers. There is nothing about health care, sick leave or retirement for non-medallion holders. He questioned whether customers would benefit from even lower income drivers. (Mr. Witt provided written comments for inclusion in the minutes that may be found at the end of the minutes.)

Chairman Nolan asked staff to report back to the Board regarding Caltrain's fiscal situation and what the SFMTA has done and what it could do regarding violence to cab drivers.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT ONE SOUTH VAN NESS AVE. SEVENTH FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Allstate Ins. vs. CCSF, Superior Ct. #CGC10495832 filed on 1/7/10 for \$750
- B. Mario Palomo vs. CCSF, Superior Ct. #8482415 filed on 12/2/07 for \$1,500
- C. Mirwella Ramos vs. CCSF, Superior Ct. #476031 filed on 6/5/08 for \$3,000
- D. Calif. Casualty Ins. vs. CCSF, Superior Ct. #CGC9495479 filed on 12/24/09 for \$3,100
- E. James Giroux vs. CCSF, Superior Ct. #8474512 filed on 4/22/08 for \$19,000
- F. Gay Yee vs. CCSF, Superior Ct. #CGC8480794 filed on 10/10/08 for \$23,635.63
- G. Gregory Todd Stress vs. CCSF, CityLaw #100908 filed on 9/29/08 for \$31,175.35
- H. Janie Hillyer, vs. CCSF, Superior Ct. #CGC8483006 filed on 12/15/08 for \$47,500
- I. Marcos Antonio DeSousa vs. CCSF, Superior Ct. #8473052 filed on 3/6/08 for \$60,000

#### RESOLUTION 10-040

(10.2) Rescinding the decision to implement a Peak Hour Express Route Premium Monthly Pass and Cable Car Premium Monthly Pass. (Explanatory documents include a staff report and resolution.)  
(Sonali Bose)



Item 10.2 was removed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT:

David Pilpel stated that since the Board of Supervisors has already acted to reject the item, this was, as a matter of law, not before this body. The Board doesn't need to act and it would be frivolous to do so. He urged the Board to table the item.

RESOLUTION 10-041

On motion to approve Item 10.2:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

ABSENT – McCray

On motion to approve the Consent Calendar (Item 10.2 severed):

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

ABSENT – McCray

REGULAR CALENDAR

11. Presentation and discussion of the SFMTA's Operating Budget for Fiscal Year 2011 and Fiscal Year 2012 including possible increases in various charges or reductions in services to resolve the projected budget deficits for FY11 and for FY12. (Explanatory documents include a slide presentation.) (Sonali Bose)

Sonali Bose, chief financial officer, presented the staff report.

PUBLIC COMMENT:

Teresa Sheehan urged the Board not to cut back services and to keep drivers insured. There will be problems with attrition because of the freeze due to the shortfall. Part-time drivers will lose benefits.

Bob Planthold stated that he was impressed at the thoroughness in the range of options presented. He cautioned the Board about possible ballot measures. The public doesn't understand the commercial parking tax. It is hard to see out the windows when they are wrapped. This is a problem for people with disabilities as they can't see stops or landmarks at night.

David Pilpel stated that there are a lot of moving parts to the budget. His appeal of environmental determination is scheduled to be heard by the Board of Supervisors on April 12. There will be a significant loss in staffing and knowledge with impending retirements but the retirements will have a



positive savings in terms of expenses. He requested additional information regarding various campaigns included in the budget and whether those campaigns were additive or complimentary. The FY10 budget is at significant risk which the Board needs to discuss. TWU has scheduled a straw vote of its members.

Herbert Weiner stated that more buses and drivers are needed to improve Muni. The SFMTA never advocates for what they need. The elderly, sick and disabled are traded off. The TEP was a blueprint for further cuts. When the economy was booming, services weren't expanded. The SFMTA has served business well but it hasn't provided good public service.

Dave Snyder expressed hope that the SFMTA is moving towards a budget that restores the service that was cut. The restoration of service is critical for the future of the city. The SFMTA's budget must be approved by the Board of Supervisors. Riders can find seven votes to reject the budget that doesn't restore service.

Sue Vaughan stated that she has created a Facebook page that supports extending parking meter hours. The budgets presented to the Board on March 30 and to the CAC on April 5 are different because extending parking meter hours in the evening were removed. People who drive will need to pay more.

Emil Lawrence stated that if prices are raised during an economic downturn that overall revenue will decline. There are more and more open meters. Meter maids can't fill their daily quota. People aren't shopping in San Francisco which relates to reduced ridership and citations. General accounting principles haven't been applied to the budget.

Art Michel suggested that if cuts in service were needed, then those cuts shouldn't be on major trunk lines that are already overcrowded and heavily used. Cuts to those lines will force people off Muni.

Barry Taranto expressed concern about bus drivers pay. They get paid a lot of money when compared to taxi drivers. Drivers need to be held to a standard. Careful consideration must be given to the enforcement of meters on Sundays so businesses don't lose money. He requested information regarding where the money would come from for the taxicab cost based recovery fees and stated that cab drivers should get to keep monies received from taxi penalties and charges.

Forrest Schmidt expressed ongoing opposition to service cuts. Service cuts haven't seen the light of day. Faith in the Board might have been deserved if service had expanded when the budget expanded. Rallying people against the bus drivers blew up. The distinction between Muni riders and car drivers isn't clear cut. The SFMTA hasn't gone after the rich or big business.

Peter Witt requested an explanation for revenue generated by taxi service. The pilot program hasn't even begun. The projections are too aggressive. He expressed appreciation for the cleaning fees and noted that other countries charge \$250 to \$300 as an incentive to prevent things from happening. The money should go to the drivers since they have to clean things up. Raising the price of taxis will lower the demand for taxis.

Chairman Nolan requested that ED/CEO Ford schedule a presentation at the May 4 meeting regarding possible ballot measures and provide information to the Board regarding the time schedule, process and an analysis so that the Board can have an in-depth discussion.

12. Presentation and Discussion of the Hunters Point Shipyard Phase 2 - Candlestick Point Integrated Development Project and related Transportation elements. (Explanatory documents include a staff report.) (Bond Yee)

Michael Cohen, Director, Mayor's Office of Economic Development, and Peter Albert, manager, Urban Planning Initiatives, presented the staff report.

#### PUBLIC COMMENT:

Tacora Hollins stated that she has to catch two or more transit lines to get around the city. People aren't able to afford the cost of public transit.

Tera Conroy stated that Muni is expensive and that she would like to see this project built.

Erik Butler stated that this project is the best for himself, his family and his community and will mean more jobs and better education. This project should go forward.

Gladys Buckner stated that San Francisco Organizing Project leaders have influenced city leaders to make better decisions. In May 2008, the city signed an agreement with Lennar to ensure that families in neighborhood will benefit. The SFOP is in support of the project. This project doubles the amount of affordable housing. Approval will help bring needed resources to the community.

Tretha Stroughter stated that she was excited about the project and would love to take advantage of it.

Ari Coleman requested increased safety for children and people with disabilities. Curbs need to be kept clear for the elderly and streets have cracks in them.

Stormy Henry stated that she is proud of the replacement of affordable housing. The southeast sector is a stepchild of San Francisco with no good transit. This project will bring resources, including money and jobs to the neighborhood. She stated that residents want the southeast sector to look as good as the rest of the city.

David Pilpel stated that the inclusion of Caltrain is a significant improvement to the area. The Board should get an update on Caltrain and the city's commitment to it. The transportation element builds on the work of the TEP which has not been implemented. Environmental review hasn't begun. He expressed hope that extending transit service and the expansion of existing routes doesn't occur at the same time as cuts to service in other parts of town. The SFMTA has a history of building new services when they have problems maintaining existing service. The Board should weigh system expansion vs. system maintenance.

Arnold Townsend stated that the need for this project is obvious. In every respect, the southeast sector of the city has been treated as if it's not part of San Francisco. This project will improve it. It's hard to get around the Bayview on public transit. This long overdue project will improve that.

Javier Marquez stated that there are Spanish and Asian-speaking folks in the Bayview who want the opportunity for homeownership and jobs. There is a lot of diversity in the Bayview.

Gary Banks asked the Board to move the project forward. Transportation is critical to move this project forward. The project will open up many opportunities.

Peter Witt stated that he was horrified and scared when he went to BVHP. The kind of person who has been subjected to a low education system and broken families is a human tragedy. It's disgusting that people can't be fed and educated. He stated that there has been no thought given to taxis being a part of this system and just like the people in the Bayview Hunter's Point, taxis have been left in the cold.

Dorris Vincent expressed support for the project. The community has had a lot of input into the project. There are some problems in the Bayview but people shouldn't buy into the fear that the Bayview is a terrible place to go. Ninety-five percent of the Bayview community is doing well.

Michael Roskie stated that the Board may want to stymie greedy developers. People are poisoning the water table.

13. Authorizing the Executive Director/CEO to execute Amendment One to Contract No. APT 591-01 - LRV Doors and Steps Reconditioning and Systems Rehabilitation, with AnsaldoBreda, to perform a complete rehabilitation of 34 LRVs for \$11,996,867 for a total contract amount not to exceed \$68,749,421, and to extend the term of the contract from five years to six years. (Explanatory documents include a staff report, resolution and amendment.) (Carter Rohan)

Vice Chairman McCray left the meeting.

#### PUBLIC COMMENT:

David Pilpel expressed support for the item but would like to know if the funds to be used are part of the ARRA funds associated with the Airport connector. LRV's are in need of maintenance.

RESOLUTION 10-042

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

ABSENT – McCray

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.



PUBLIC COMMENT:

David Pilpel stated that the settlement for the Hines case was significant. It would be in the public's interest to disclose the underlying matter.

On motion to invoke the attorney-client privilege: unanimously approved (McCray-absent).

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 5:30 p.m.

2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

Absent: James McCray, Jr.

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, chief of staff/director, Administration  
Sonali Bose, chief financial officer  
Jim Dougherty, chief safety officer

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Donald Rodriguez vs. CCSF, Superior Ct. #CGC9485668 filed on 3/3/09 for \$152,183

RESOLUTION 10-043



On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

ABSENT – McCray

B. James Scacchetti vs. CCSF, Superior Ct. #CGC7467135 filed on 9/13/07 for \$295,000

#### RESOLUTION 10-044

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

ABSENT – McCray

C. Jennifer and Melissa Hines vs. CCSF, Unlitigated Claim #91106 filed on 4/7/09 and 7/17/09 respectively for \$1,126,526.62

#### RESOLUTION 10-045

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, Nolan and Oka

ABSENT – McCray

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 6:14 p.m.

15. Announcement of Closed Session.

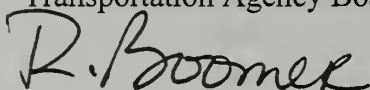
Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Rodriguez, Scacchetti and Hines cases with the City Attorney. The Board of Directors voted unanimously to settle the cases (McCray-absent). The Board also discussed anticipated litigation and met with their Labor Negotiator but took no action.

16. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (McCray-absent).

ADJOURN - The meeting was adjourned at 6:15 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).

MATERIAL SUPPLIED BY PETER WITT FOR INCLUSION IN THE SFMTA's MINUTES OF APRIL 6, 2010. To ensure that the comments are accessible, this material is reproduced exactly as written below. A PDF of the comments will be added to the printed meeting minutes.

Item #9 P.C.

I assuming you know what a good survey is .....then you know how much a good one costs to produce. Tell me board members have you see my taxi customer survey yet.....

Are you sure you have know questions ..... like how I did it ? Over 1,000 customers a year, For twelve years with a 93+ RETURN RATE .....SAFTLY.

It would be negligent with out any valid taxi-customers data to draw from or mechnizim in place to measure negative impacts, that surly will occur, as a result of your unprecedented actions. A real pilot program should start with 5 or 10 cabs not 60. And it's not a test without standers.

Did you read the 2006 study, about Prop. K. and equity for drivers.

(It's) NOT about MTA .....which is in direct conflict. Don't be mistaken..... theres.... Nothing about health care or sick leave or retirement for the non-medallion holder.

Item #9 P.C.

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---

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Gavin Newsom | Mayor

Tom Nolan | Chairman

Dr. James McCray Jr. | Vice-Chairman

Cameron Beach | Director

Shirley Breyer Black | Director

Malcolm Heinicke | Director

Jerry Lee | Director

Bruce Oka | Director

Nathaniel P. Ford Sr. | Executive Director/CEO

**NOTICE OF INTENT****TO CONSIDER AMENDING THE SFMTA  
BOARD OF DIRECTORS RULES OF ORDER**

On Tuesday, April 20, 2010, the San Francisco Municipal Transportation Agency Board of Directors shall consider amending their Rules of Order to change the start time of SFMTA Board regular meetings from 2 pm to 12 noon to be effective as of May 2010.

The meeting will be held in Room 400 at 1 Carlton B. Goodlett Place at 2:00 p.m. Please contact the Board Secretary at 701-4505 for further information.

GOVERNMENT  
DOCUMENTS DEPT

MAR 24 2010

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**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**NOTICE OF MEETING AND CALENDAR**

Tuesday, April 20, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2 P.M.

**SFMTA BOARD OF DIRECTORS**

GOVERNMENT  
DOCUMENTS DEPT

APR 15 2010

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Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.



## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-April 6, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

- Rail Renovation Projects
- Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Sandra Maria Camarena vs. CCSF, Unlitigated Claim #1001464 filed on 12/1/09 for \$4,600.50
- B. Cheindlya Baranova vs. CCSF, Superior Ct. #484162 filed on 1/16/09 for \$5,000
- C. Tasha Clark vs. CCSF, Superior Ct. #CGC8474141 filed on 4/10/08 for \$10,000
- D. Maria Rodriguez vs. CCSF, Superior Ct. #CGC9484380 filed on 1/26/09 for \$18,500
- E. Mohammad Alsaidi vs. CCSF, Superior Ct. #CGC8458235 filed on 5/21/08 for \$50,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Vallejo Street, north side, from White Street to 31 feet easterly.
- B. ESTABLISH – TOW-AWAY NO PARKING ANYTIME EXCEPT MARKED POLICE VEHICLES – Williams Avenue, south side, from Newhall Street to 205 feet westerly.
- C. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Junipero Serra Boulevard, east side, from Holloway Avenue to 23 feet southerly.
- D. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Junipero Serra Boulevard, east side, from Holloway Avenue to 23 feet northerly.
- E. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Holloway Avenue, south side, from Junipero Serra main roadway easterly to Junipero Serra access road.
- F. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Holloway Avenue, north side, from Junipero Serra main roadway easterly to Junipero Serra access road.
- G. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Hyde Street, east side, from Greenwich Street to 96 feet southerly.
- H. ESTABLISH – NO U-TURN – Eucalyptus, eastbound, at Muni M-Line Crossing.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA "S" ELIGIBILITY – 65 Buena Vista Avenue East. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Amending the Accessible Pedestrian Signals Request and Installation Policy to include the addition of language regarding requests by mail, inclusion of additional stakeholders, additional approvals within the jurisdiction of the Port of San Francisco, project timelines and requiring SFMTA Board approval for further changes to the policy. (Explanatory documents include a staff report, resolution and policy.) (Bond Yee)

(10.4) Requesting that the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of 266-286 4<sup>th</sup> Street for its fair market value; and if the Board of Supervisors adopts such Resolution of Necessity, authorizing the Executive Director/CEO to take such actions to proceed to acquire the Property. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

(10.5) Requesting that the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of 933-949 Stockton Street for its fair market value; and if the Board of Supervisors adopts such Resolution of Necessity, authorizing the Executive Director/CEO to take such actions to proceed to acquire the Property. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)



(10.6) Authorizing the Executive Director/CEO to execute the First Amendment to the Agreement for the Purchase and Sale of Real Property to allow for an adjustment to the purchase price for property currently used as a bus loop at the intersection of Phelan Avenue and Ocean Avenue and grant a pedestrian access easement and a fire apparatus access easement. (Explanatory documents include a staff report, resolution, amendment and agreement.) (Sonali Bose)

(10.7) Amending the SFMTA Board of Directors' Rules of Order Article 4, Section 1 to change the time for regular meetings of the SFMTA Board of Directors from 2:00 p.m. to 12 noon, effective May 1, 2010. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

## REGULAR CALENDAR

11. Approving the SFMTA's Fiscal Year 2011 Operating Budget in the amount of \$749.5 million and the Fiscal Year 2012 Operating Budget in the amount of \$768.8 million; certifying that the FY2011 and FY2012 Operating Budget is adequate in making substantial progress towards meeting the FY2011 and FY2012 performance standards; approving increases in various fines, fees, fares, rates and charges including transit passes and fares, neighborhood parking permits, temporary street closure permits, color curb fees, special parking citation fines, taxi service regulatory fees; and traffic permits, boot removal fee, auto tow and storage fees, cable car and historic street car rental fees, special collection fee, disabled parking citation fine and taxi service regulatory fees; authorizing the Executive Director/CEO to set transit fares and other charges based on the automatic indexing policy approved by the SFMTA Board; approving the request to waive fares on New Year's Eve 2010 and New Year's Eve 2011; authorizing the continuation of the Class Pass program with all colleges and universities in San Francisco; authorizing the implementation of short-term experimental fares; authorizing the execution of an agreement with BART to allow for use of the Muni Fast Pass on BART in San Francisco; authorizing the execution of an agreement with BART for the Municipal Railway to accept payment from BART for providing connecting bus service to BART stations; authorizing the execution of an agreement with BART, the Central Contra Costa Transit Authority, the Dumbarton Bridge Service Consortium, the Eastern Contra Costa Transit Authority, the Livermore Amador Valley Transit Authority, the San Mateo County Transit District, the Santa Clara Valley Transportation Authority, the City of Union City, the Western Contra Costa Transit Authority, and the City of Benicia to continue the BART Plus Ticket Program; concurring with the Controller's certification that parking citation processing and collection; facility security services; paratransit services; parking meter collection and coin counting services; low-level platform maintenance services; and vehicle towing, storage and disposal services can be practically performed by private contractors at a lesser cost than to provide the same services with City employees; authorizing the SFMTA to continue to work diligently to develop new sources of funding for SFMTA operations; and authorizing the Executive Director to make any technical and clerical corrections to the budget and allocate additional revenues and/or discretionary revenues provided that the Executive Director/CEO shall return to the Board for approval of technical or clerical corrections that, in aggregate, exceed a five percent increase. (Explanatory documents include a staff report, resolution, certifications and budget.) (Sonali Bose)

12. Presentation and Discussion regarding the FY2010 Q2 Service Standards Report. (Explanatory documents include a staff report and scorecard.) (Sonali Bose)

13. Adopting the SFMTA's FY11/12 Service Standards and Milestones. (Explanatory documents include a staff report, resolution and service standards.) (Sonali Bose)

SPECIAL ORDER – 4:30 pm

14. Approving and adopting amendments to Article 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire to implement regulations governing the purchase and sale of Taxi Medallions as part of the Taxi Medallion Sales Pilot Program. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

15. Approving and adopting amendments to Articles 300 and 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire to implement a revised penalty schedule for violations of Motor Vehicle for Hire regulations; prohibit Permit Holders from making false claims for payments; prohibit Color Schemes from retaliating against Drivers who elect not to open individual merchant accounts for credit card processing; establish procedures for issuing administrative citations for violations of the Motor Vehicle for Hire regulations; authorize Drivers to charge a cleaning fee and to collect bridge tolls in advance; and to establish a monthly fee for Medallion operation by Color Schemes pending Medallion re-issuance. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

16. Approving the City of San Francisco Downtown Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Fifth and Mission Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

17. Approving the City of San Francisco Uptown Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Union Square Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

18. Approving the City of San Francisco Uptown Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Sutter-Stockton Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

19. Approving the City of San Francisco Ellis-O'Farrell Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Ellis-O'Farrell Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

20. Approving the City of San Francisco Japan Center Garage Corporation Fiscal Years 2011 and 2012 Operating Budget for the Japan Center Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

21. Approving the City of San Francisco Portsmouth Plaza Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Portsmouth Square Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)



22. Adopting the Capital Program for FY 2011 and FY 2012 in the amounts of \$375 million and \$377 million respectively. (Explanatory documents include a staff report, resolution and capital projects.) (Bond Yee)

23. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Ryan Berger vs. CCSF, Superior Ct. #CGC8479349 filed on 9/2/08 for \$289,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and

MEA

To discuss:

- X Wages
- X Hours
- X Benefits
- X Working Conditions
- X Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

24. Announcement of Closed Session.

25. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**MINUTES**

Tuesday, April 20, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
2:00 P.M.

**BOARD OF DIRECTORS**

Tom Nolan, Chairman  
Dr. James McCray, Jr., Vice Chairman  
Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

**GOVERNMENT  
DOCUMENTS DEPT**

**APR 30 2010**

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 2:00 p.m.

### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke – absent at roll call  
Jerry Lee  
James McCray, Jr. – absent at roll call  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

#### PUBLIC COMMENT:

Peter Witt thanked the Board Secretary for posting the minutes and for referring to his 150 word statement, however her words were incomplete, taken out of context and misleading. He requested that his 150 word statement be added to the body of the minutes rather than at the end.

On motion to approve the minutes of the April 6, 2010 Regular Meeting: unanimously approved (Heinicke, McCray-absent).

### 5. Communications

Chairman Nolan stated that he would ask the Board Secretary to call item 11 regarding the FY11/12 budget after the Executive Director/CEO report and the report of the CAC Chairman. He noted that a special order regarding the taxi items would be heard at 4:30 or as soon thereafter as possible.

Board Secretary Boomer stated that Item 10.1 E and Item 22 regarding the FY11 and 12 capital program had been removed from the agenda at the request of staff.



## 6. Introduction of New or Unfinished Business by Board Members

Referring to a letter regarding ads on Muni vehicles for the Census Bureau, Director Beach stated that the ads appear to violate the contract that was approved by the Board. He asked staff to research the matter and assure the Board that the contract is being adhered to.

## 7. Executive Director's Report (For discussion only)

- Rail Renovation Projects
- Ongoing Activities

Directors Heinicke and McCray arrived.

Exec. Director/CEO Ford discussed Caltrain's financial situation and the status of the rail renovation projects.

Carter Rohan, senior director, Capital Projects and Construction; John Haley, chief operating officer and Debra Johnson, director, Administration, Taxi and Accessible Services reviewed the status of the St. Francis Circle capital projects.

### PUBLIC COMMENT:

Forrest Schmidt expressed concern about the information in the SFweekly article and a meeting of management at which managers were accused of being "snitches." He wondered if there was any examination of the rail renovation projects because if half of the money could be postponed, that money could stop the service cuts. He stated that he hasn't heard any outreach regarding the May 8 massive cuts. People don't have the information they need to have in order to participate in the process.

Frank Lara said that in order for an agency to receive funding, it had to prove to be competent to manage the funds. The SFMTA is getting money for capital projects while bus service is being dismantled. A 10% service reduction will lead to more reductions. Mr. Lara stated that he has not seen any competency in this agency to manage funds. The Board seems to be puppets of the mayor.

David Pilpel stated that an opportunity to add a third track at St. Francis Circle is being lost and won't be revisited for another 20-30 years. Staff has done good job of preparing for the construction work. He expressed concern about the increase in demand for motor coaches when other lines are already using motor coaches due to problems with the fleet. The Caltrain issue should be discussed by the Board because of the impact on transportation and land use.

Peter Witt stated that service changes, adjustments and rollbacks encourage people to take a taxi or "cab-pool". Muni service cuts will help the taxicab industry. He noted that outreach is poured into Muni and wondered if there could be an equal outreach for taxis. Taxi customers need to be reached. He stated that he was happy that Muni is focusing on the future stability of future operations.

Ernestine Weiss stated that there's a lot of confusion about NextBus. Customers don't know what is going on. The Financial District is the busiest and most congested area in San Francisco.

#### 8. Citizens' Advisory Council Report

In the absence of Chairman Murphy, Board Secretary Boomer provided an overview of recent CAC recommendations.

#### 9. Public Comment

Peter Witt stated that he has surveyed over 1,000 customers per year for the past ten years and has had a 93% return rate. He has collected 234 samples this year and has 13 years worth of data. He doesn't know why the former Taxi Commission didn't like him. He was just the messenger. He wondered where the taxi data was. He stated that an independent analysis and survey is called research and is also known as customer service. He has received no "thanks" or questions by the Board. He asked that the Board see to their fiduciary duty.

David Pilpel stated that the Board of Supervisors affirmed City Planning's determination. The Transportation Authority asked the SFMTA to further discuss the possibility of reducing the 10% service plan. He stated that he continues to be willing to meet with staff which might reduce litigation in the future. There is no CEQA clearance for the restoration of service in the budget so there may be further appeals. This is the first time that an Operator Sign Up will be a forced and without union participation. This signals a new low in labor relations. He requested a schedule for public hearings on work rules and work orders and expressed appreciation to Directors Black and McCray.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE.  
EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Sandra Maria Camarena vs. CCSF, Unlitigated Claim #1001464 filed on 12/1/09 for \$4,600.50
- B. Cheindlya Baranova vs. CCSF, Superior Ct. #484162 filed on 1/16/09 for \$5,000
- C. Tasha Clark vs. CCSF, Superior Ct. #CGC8474141 filed on 4/10/08 for \$10,000

- D. Maria Rodriguez vs. CCSF, Superior Ct. #CGC9484380 filed on 1/26/09 for \$18,500
- E. Mohammad Alsaidi vs. CCSF, Superior Ct. #CGC8458235 filed on 5/21/08 for \$50,000

10.1 E was removed from the agenda at the request of staff.

Item 10.1 D was removed from the Consent Calendar at the request of a member of the Board.

Director Heinicke requested an update regarding efforts to automate LRV steps.

On motion to approve Item 10.1 D:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

#### RESOLUTION 10-046

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Vallejo Street, north side, from White Street to 31 feet easterly.
- B. ESTABLISH – TOW-AWAY NO PARKING ANYTIME EXCEPT MARKED POLICE VEHICLES – Williams Avenue, south side, from Newhall Street to 205 feet westerly.
- C. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Junipero Serra Boulevard, east side, from Holloway Avenue to 23 feet southerly.
- D. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Junipero Serra Boulevard, east side, from Holloway Avenue to 23 feet northerly.
- E. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Holloway Avenue, south side, from Junipero Serra main roadway easterly to Junipero Serra access road.
- F. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Holloway Avenue, north side, from Junipero Serra main roadway easterly to Junipero Serra access road.
- G. ESTABLISH – NO PARKING, VEHICLES MORE THAN 6 FEET HIGH – Hyde Street, east side, from Greenwich Street to 96 feet southerly.
- H. ESTABLISH – NO U-TURN – Eucalyptus, eastbound, at Muni M-Line Crossing.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA "S" ELIGIBILITY – 65 Buena Vista Avenue East. (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### RESOLUTION 10-047

(10.3) Amending the Accessible Pedestrian Signals Request and Installation Policy to include the addition of language regarding requests by mail, inclusion of additional stakeholders, additional approvals within the jurisdiction of the Port of San Francisco, project timelines and requiring SFMTA Board approval for further changes to the policy. (Explanatory documents include a staff report, resolution and policy.) (Bond Yee)

#### RESOLUTION 10-048



(10.4) Requesting that the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of 266-286 4<sup>th</sup> Street for its fair market value; and if the Board of Supervisors adopts such Resolution of Necessity, authorizing the Executive Director/CEO to take such actions to proceed to acquire the Property. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

#### RESOLUTION 10-049

(10.5) Requesting that the Board of Supervisors to consider adoption of a Resolution of Necessity for the acquisition of 933-949 Stockton Street for its fair market value; and if the Board of Supervisors adopts such Resolution of Necessity, authorizing the Executive Director/CEO to take such actions to proceed to acquire the Property. (Explanatory documents include a staff report, resolution and financial plan.) (Sonali Bose)

#### RESOLUTION 10-050

(10.6) Authorizing the Executive Director/CEO to execute the First Amendment to the Agreement for the Purchase and Sale of Real Property to allow for an adjustment to the purchase price for property currently used as a bus loop at the intersection of Phelan Avenue and Ocean Avenue and grant a pedestrian access easement and a fire apparatus access easement. (Explanatory documents include a staff report, resolution, amendment and agreement.) (Sonali Bose)

#### RESOLUTION 10-051

(10.7) Amending the SFMTA Board of Directors' Rules of Order Article 4, Section 1 to change the time for regular meetings of the SFMTA Board of Directors from 2:00 p.m. to 12 noon, effective May 1, 2010. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

Item 10.7 was removed from the Consent Calendar at the request of a member of the public.

#### PUBLIC COMMENT ON 10.7:

David Pilpel stated that there are other ways to deal with the agenda and suggested starting the meeting at 12:45 p.m. Lengthy meetings aren't serving the public interest.

On motion to approve Item 10.7:

ADOPTED: AYES – Beach, Black, Lee, Nolan and Oka

NAYES – Heinicke and McCray

#### RESOLUTION 10-052



On motion to approve the Consent Calendar (Item 10.1 D and E and 10.7 severed):

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

## REGULAR CALENDAR

11. Approving the SFMTA's Fiscal Year 2011 Operating Budget in the amount of \$749.5 million and the Fiscal Year 2012 Operating Budget in the amount of \$768.8 million; certifying that the FY2011 and FY2012 Operating Budget is adequate in making substantial progress towards meeting the FY2011 and FY2012 performance standards; approving increases in various fines, fees, fares, rates and charges including transit passes and fares, neighborhood parking permits, temporary street closure permits, color curb fees, special parking citation fines, taxi service regulatory fees; and traffic permits, boot removal fee, auto tow and storage fees, cable car and historic street car rental fees, special collection fee, disabled parking citation fine and taxi service regulatory fees; authorizing the Executive Director/CEO to set transit fares and other charges based on the automatic indexing policy approved by the SFMTA Board; approving the request to waive fares on New Year's Eve 2010 and New Year's Eve 2011; authorizing the continuation of the Class Pass program with all colleges and universities in San Francisco; authorizing the implementation of short-term experimental fares; authorizing the execution of an agreement with BART to allow for use of the Muni Fast Pass on BART in San Francisco; authorizing the execution of an agreement with BART for the Municipal Railway to accept payment from BART for providing connecting bus service to BART stations; authorizing the execution of an agreement with BART, the Central Contra Costa Transit Authority, the Dumbarton Bridge Service Consortium, the Eastern Contra Costa Transit Authority, the Livermore Amador Valley Transit Authority, the San Mateo County Transit District, the Santa Clara Valley Transportation Authority, the City of Union City, the Western Contra Costa Transit Authority, and the City of Benicia to continue the BART Plus Ticket Program; concurring with the Controller's certification that parking citation processing and collection; facility security services; paratransit services; parking meter collection and coin counting services; low-level platform maintenance services; and vehicle towing, storage and disposal services can be practically performed by private contractors at a lesser cost than to provide the same services with City employees; authorizing the SFMTA to continue to work diligently to develop new sources of funding for SFMTA operations; and authorizing the Executive Director to make any technical and clerical corrections to the budget and allocate additional revenues and/or discretionary revenues provided that the Executive Director/CEO shall return to the Board for approval of technical or clerical corrections that, in aggregate, exceed a five percent increase. (Explanatory documents include a staff report, resolution, certifications and budget.) (Sonali Bose)

Sonali Bose, chief financial officer, presented the report.

## PUBLIC COMMENT:

Bob Planthold said there is something undone in the budget and it includes actions that will create civil rights liability. If you reduce service, there will be bigger gaps in time and there will be longer runs. Somewhere in the middle third of those runs, the buses will be full and seniors, people with disabilities and mothers with children will have to wait for another bus which wouldn't be fair. Their transfer will expire because they won't be able to get on the next bus. The SFMTA needs to adjust the time in the transfer policy.

Jacob Coley said there's a problem with mayhem on the buses. There is a need for more police on the buses which could be funded by fines. If we were to get rid of stops, people could get to the end of the line quicker. It's mean to raise fares for the disabled and for seniors. The SFMTA needs to lower fares and get rid of the transfer system.

Ernestine Weiss expressed concern about the illegal sales of transfers. She stated that she thought she had heard something about fare increases not being implemented for two years, and if that's the case, she's happy about that.

Deland Chan urged the Board to serve their community and not take from them. Service cuts hurt some communities more than others. A majority of people in Chinatown rely on public transit as a necessity and not a choice. At peak hours it is impossible to get on a bus at certain stops. Reducing the frequency of buses will subject the community to horrific delays. The Board should reduce police work orders and it needs to have progressive revenue measures to address the budget.

Choi Guang Ze stated that people rely on public transit and they want to see the SFMTA do the just thing. He urged the Board not to balance the budget on the backs on those who can't afford it. Service cuts will require sacrifice from those who are already pushed to the limit. The budget deficit disproportionately hurts those who are the most vulnerable. Public transit is a necessity and not a choice. There will be more overcrowding, less service and less safety.

Wong Hoi Chong, Community Tenants Association, stated that service cuts will reach into their empty pockets. He urged the Board not to increase fares or reduce service.

Feiyi Chen, Chinese Progressive Association, urged the Board not to cut service and wondered why those with low-income have to pay whenever there's a deficit. A lot of workers have lost their jobs and are facing other cuts. People who work at night will have to wait longer for a bus and it will be unsafe for them. Riders are not the cause of the deficit and so the SFMTA shouldn't be cutting their service. The problems are internal and they need to be solved.

Mrs. Sito stated that cutting service and increasing fares will have a big impact on her and her family. They take the bus every day and they wait a long time for a bus. The recent BART fare increase has created a hard financial situation for her family.

Jessie Yu states that she spends hours a day on Muni. Another cut to bus service is going to impact her life and her work. She urged the Board not to cut service that thousands of people depend on every day.

Flor Ramos expressed concern about the service cuts, fare hikes and the way that the police are treating riders. Fare increases are difficult for people who out of work. Having to pay \$70 for a fast pass is almost impossible for her and her children. She stated that the police are cataloging immigrants as criminals and she is shocked to see how the youth are being taken off the bus.



Beatrice Herrera said that POWER is part of a bigger coalition of community organizations. They have been talking to the Police Department about why they were on Muni buses. They were told that the police are there for security but asking people for identification doesn't provide a sense of security on the buses. Cutting service is a security issue. More crowded buses will make people angrier because they don't have other options. The people don't have the money to pay for the budget crisis.

Donaji Lona, POWER, stated that the SFMTA has to consider different scenarios when it makes decisions that impact the community such as the fact that buses will be full of angry people and buses won't be able to pick up people in wheelchairs. Consideration needs to be given to the fact that riders are doing everything possible to provide a meal for their family and they sometimes have to choose between that and paying for a bus. The communities' priorities should be considered. Public transportation should treat people with dignity. All communities will suffer with a 10% cut in service. She urged the SFMTA to do all it can to create a safe and accessible system.

David Hardie stated that he thinks that there should be a limit to the amount of money that anybody who works at the SFMTA should make. Nobody should make more than \$100,000.

Doug Hayden, Crocker Galleria Farmer's Market, stated that raising the bagged meter rate by 700% will ruin their market and will be a huge burden for the farmers.

Gail Laghi stated that she is dependent on Muni. Service cuts that are made when schools get out will result in buses that are so crowded that people can't get on. If more service is cut on those lines, people will have even more trouble getting around. Thought should be given to other areas that can be cut.

Jonathan North stated that signs on the buses say that the rate for a senior fast pass will increase but he had heard that the rate was not going to go up for a couple years. If the rates do increase, it will mean that the rates will have doubled in one year.

Miguel Garcia stated that the use of technology could improve the economy and the transit system because people can use a card that would bill them when they don't pay.

Vincent Martinez stated that whenever somebody misbehaves, they are removed to a sheltered area. At the SFMTA, when a Muni driver is removed they keep the same salary. It is not reasonable for somebody to be sheltered and still receive the same salary. The SFMTA could save money by having drivers who know how to drive the bus rather than destroy it.

Forrest Schmidt said that the primary concern about the budget is the 10% service cuts. Information on the website is not easy to find and it's hard to read. The lack of detail makes it impossible for the public to have any meaningful input into the budget so they are left with the idea that management doesn't want it. TWU has fountains of information about how things can be done better. Management tried to poison the relationship between labor and the public.

Frank Lara stated that service cuts will affect many communities and they have had enough. The community is upset. They have been presenting their views for months but the SFMTA taking money from the poor and oppressed. They aren't taxing the rich.

Marlene Tran urged the Board not to consider fare increases and service cuts. Many seniors are non-English speaking. The astronomical management salaries are astounding and they should take a cut in salary. Only \$500 is allocated for interpreters. She asked the SFMTA to cut waste, restore cuts and consider other options.

David Pilpel stated that the Controller's Report on work orders is pending and the Board should see that report before acting on the budget. The details of the budget have not been made available instead the Agency has decided to charge for duplication of records. The FY10 budget has not been balanced and the FY11/12 budgets rely on FY10. Items in the resolution should be segregated. There is no information about how the youth pass would work. The calendar item authorizes the Exec. Director to set fares but that is for the Board to do. The Transportation Authority clearly wants a lower level of service reductions. He is not aware that environmental review has been done for the service restorations. The budget should be continued to a special meeting.

Herbert Weiner stated that Mr. Ford and the SFMTA Board need to be better managed. Seniors and people with disabilities will be hurt. The Mayor has a limousine that should be taken away because it is underutilized. People need bus service more than the Mayor needs his limousine. These cuts are poison. Corporations should be taxed instead.

Emil Lawrence stated that the SFWeekly article was scary and goes beyond anything he had envisioned. The Board may have crossed the line for accounting fraud. In a world-wide contraction that affects everybody, the Board is not doing its job. Executive management salaries are above what anybody envisioned. There have been no cuts in overtime, in premium time or to pensions, instead there have been service cuts and an increase in citations.

David Snyder stated that it was promising to see so many people in the audience who were opposed to the service cuts as it shows that they can stop the cuts. Making the cuts permanent is inexcusable and irresponsible and it makes the Mayor and the Board hypocrites. He provided options to the proposed reductions in service.

James Bryant, SEIU 1021, stated that subway staffing is crucial. In the 1989 earthquake, station agents rescued and brought citizens out of the tunnel. They are the first line of defense. Station agents are retiring and being laid off. He asked the Board to look into this staffing problem.

Christine Pyston stated that people's income has been cut but the disabled pass is going up by another \$5. She thought there was a promise that the price wasn't going to be increased. This is a shame.

Victor Gresser stated that not only do Muni employees ride Muni for free but their families do as well. The most discount he ever received was 20% so he doesn't understand "free". People can get information about bus service for free by calling "511" yet kiosks advertise "311." Calling "511" could possibly save \$5.4m a year. Legal fees could be reduced by 25%, saving another \$3.3m. The SFMTA needs to think about the safety of people on the bus as it considers these cutbacks.



Barry Taranto questioned the cost-based recovery fees and taxi fees. Driving a cab in San Francisco is not like New York City. Bus drivers should get paid well. The problem is with managers who hire people who aren't nice. The SFMTA should have a better screening process. Drivers who don't show up for work shouldn't get paid.

David Varnum stated that the budget proposals will drive people to their cars. In February, the Board drastically increased disabled placard fines but they left other fines untouched. The SFMTA has proposed a double digit increases in fares and service cuts. This isn't equitable. The Board should increase all parking violations by \$20-\$30 or increase all to \$100. It should increase vehicle registration fees, expand parking meter hours and locations in order to properly fund Muni and keep San Francisco a livable city.

Emily Lee, Chinese Progressive Association, stated that service cuts will affect a lot of members in Chinatown. Cuts will disproportionately affect low income families. People will have to wait longer for a bus that is already overcrowded. The number of buses need to be increased to improve safety. Cuts should be made to the police work order and the police should get out of "proof of payment" inspection.

Mark Gruberg stated that he couldn't access the budget details. The public shouldn't have to seek the information out two or three days in advance of the meeting. He expressed hope that the Board wouldn't vote on the budget and there will be more opportunity to review it. He can't understand why there would be increases to taxi fees when there are millions of dollars in taxi medallion sales revenues. These increases are unwarranted.

Alvin Sered stated that the budget needs refinement. The city is paying big money for NextMuni. He hopes that the CAC has reported on the limitations of NextMuni.com. It would be nice if, at transfer points, drivers could honk their horn to let the other bus driver know that there are passengers who want to transfer to that bus.

Jessie Yu urged the Board not to cut services. Working class families have been asked to pay more. The police shouldn't be doing fare inspections.

Peter Witt said that he hadn't noticed the increase in taxi fees. It seems that all that the SFMTA is concerned about is its' own income. Taxi drivers don't have any representation. UTW is not a union. For the last five to ten years taxi drivers haven't had a raise. He questioned how taxi drivers could possibly afford to live in one of the most expensive places in the world without a raise.

Shane said that the Board is not doing its job. Stuffing people onto one car during rush hour is impossible. He would like a vote of no confidence in the Executive Director/CEO. Mr. Ford and Mr. Haley should be ashamed that people are begging for a dollar to ride a bus but they take \$550,000 home in salary every year.

Chairman Nolan closed public comment and asked staff to provide information about the transfer policy in light of the service cuts and about 311 vs. 511.

RESOLUTION 10-053

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee and Nolan

NAYES – Black, McCray and Oka

12. Presentation and Discussion regarding the FY2010 Q2 Service Standards Report. (Explanatory documents include a staff report and scorecard.) (Sonali Bose)

Items 12 and 13 were called together.

PUBLIC COMMENT:

David Pilpel stated that the CAC reviewed the item. A 2% increase in ridership is unrealistic if service reductions take effect. Projections in the budget show that ridership has stayed the same or declined. He suggested that the figures be reconciled. He supports the items.

13. Adopting the SFMTA's FY11/12 Service Standards and Milestones. (Explanatory documents include a staff report, resolution and service standards.) (Sonali Bose)

RESOLUTION 10-054

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

SPECIAL ORDER – 4:30 pm

14. Approving and adopting amendments to Article 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire to implement regulations governing the purchase and sale of Taxi Medallions as part of the Taxi Medallion Sales Pilot Program. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

Items 14 and 15 were called together.

Christiane Hayashi, deputy director, Taxi Division, presented the staff report. Steven Stapp, San Francisco Federal Credit Union, discussed the service that they would be providing.

PUBLIC COMMENT:

Barry Taranto expressed disagreement with the \$250,000 price for a medallion. Detailed information should have been provided. Having a term of 15 years for a loan defeats the purpose of the program. People who have been on the list for 10 years will die before the 15 year term is over. The SFMTA needs to study how much a cab generates per month so they would know how much money a cab driver takes home and therefore how much a driver could pay for a loan.

Barry Gruberg stated that having three days notice to review the material and then talk intelligently doesn't work. He noted a drafting error that says that if someone doesn't accept the medallion that's offered that they would be removed from the list. There's a huge potential for cab companies to get into the act. Falling medallion prices could have dire consequences for drivers and for the public. This is not thought through.

Murai opined that Ms. Hayashi has done a beautiful job of getting various parts working together in a smoother way. People shouldn't be taken off the list if they refuse a medallion. Staff listened to all sides and brought the industry to consensus. She added that while she liked the old way with no driving requirement, this is the best thing we can come up with for right now.

Jerald Joseph stated that his firm offers financial loans. San Francisco Urban was started to give back to communities and to first time home buyers. They have a successful track record. Home buying and buying a medallion is similar. They would work closely with lenders to ensure that taxi drivers complete an accurate and complete loan packet and ensure that the process is smooth and clear.

Ed Healy stated that the legislation specifically says that if somebody doesn't want to sell their medallion, they would maintain their place on the list. There's been a lot of misinformation and a false impression given about this. This plan has been analyzed for six months but that doesn't mean that this is the "end all and be all". The loan amount could be paid by a driver. They have worked hard to ensure that people on the list would be able to get their medallion without paying for it if they didn't want to.

Charles Rathbone expressed support for the pilot program. The main concern continues to be an exodus of medallions away from cab companies who have provided a great bulk of the service to neighborhoods and to the disabled.

Carl Macmurdo stated that fundamental change was needed. There are major liability and safety issues with elderly drivers. This change allows drivers to go to lenders and builds equity for the future.

Tara Housman stated that this shouldn't have been scheduled on the same day as the budget. People can't speak intelligently in two minutes. The language that says that a driver who can't complete financing will be removed from the waiting list should be struck. She expressed hope for leniency for the full time driving requirement. She questioned the fine for using non-emergency dispatch devices when a passenger was in the car.

Robert Cesana expressed appreciation for bringing the pilot program to this point. This is tremendously important because of the high percentage of older drivers who have no incentive to give up their medallion until they have a major health problem or are involved in an accident. Cab drivers are well established, they have houses and they have been leasing medallions for many years. The dire predictions are not true. Staff has bent over backwards to make sure that nobody will be excluded.



Dan Hinds stated that this program directly addresses the problem with elderly and disabled drivers and is a tremendous opportunity for people on the waiting list who have the chance to get a medallion years sooner. They'll be able to acquire it at a substantially reduced rate and at the end of the process, they will own it. This transforms the system from people who are waiting for a medallion to investors.

Hansu Kim expressed appreciation for the SFMTA's leadership. He stated that he has never seen the level of transparency and stakeholder input than for this pilot program. All key concerns have been met. There are ways for the elderly and sick to exit, for other cab drivers to obtain a medallion and provide money for the city.

Jim Gillespie stated that he drove a cab for 29 years before he became a medallion holder and has had a medallion for 12 years. Medallions used to be transferable. Owners had a pride of ownership and service was paramount. This has deteriorated over the past 30 years and going back to that will provide better service.

Peter Witt stated that this plan is poisoning the well and is moving towards a long term leasing program. He questioned what kind of ownership there will be if the medallion can be taken away. He wondered where the analysis was on the permanent impacts and unintended consequences. He questioned whether ramped vans were valueless and if peak time medallions shouldn't be part of the package. Sell medallions will hurt taxi service. Board members should drive a cab for one day. The taxi industry isn't for amateurs. It's not good to let the foxes watch the hen house. The advisory board are members of a corrupt industry.

Barry Korengold stated that they were originally opposed to the idea but they worked through the issues at town hall meetings and so, they decided to compromise. He expressed concern about selling new medallions. The SFMTA needs to make sure that a majority of medallions go to the people on the list. Most cab drivers don't own houses and are in debt and getting a medallion is a step up.

Mike Spain stated that this action will be remembered for a long time. Prop K wasn't what people thought it would be. There will be bumps moving forward but this Board will change the industry for decades. Staff took on this task when nobody wanted to touch it. This change pushes us into the future.

John Han stated that he likes being a cab driver. Helping people gives him a sense of personal reward. The chances are that no matter how good this pilot program may be a lot of drivers won't benefit. The wait list to qualify for a medallion is long and it's not reasonable for people who are far down the list. Prop. K is only one aspect of the industry overall. He has presented to staff his own ideas about creating a secondary class of medallions that could generate revenue for city, help address peak hour medallions and allow drivers to own their own cabs.

Jane Bolig stated that this pilot program will do a lot of things for the industry. It will help older, disabled drivers by having a dignified exit strategy. It will provide money to the SFMTA and it will give younger drivers an opportunity to hold permits and to build equity. It doesn't deal with peak time service nor does it deal with the necessity of giving a majority of medallions to certain companies who have dispatch services. The Taxi Advisory Council will review those issues and will make recommendations. By December, the Council will have recommendations for a better program.

David Pilpel stated that both items take effect in 30 days. He reviewed suggested changes to various pages to make the language consistent.

Chairman Nolan requested a report regarding a secondary medallion.

#### RESOLUTION 10-055

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

15. Approving and adopting amendments to Articles 300 and 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire to implement a revised penalty schedule for violations of Motor Vehicle for Hire regulations; prohibit Permit Holders from making false claims for payments; prohibit Color Schemes from retaliating against Drivers who elect not to open individual merchant accounts for credit card processing; establish procedures for issuing administrative citations for violations of the Motor Vehicle for Hire regulations; authorize Drivers to charge a cleaning fee and to collect bridge tolls in advance; and to establish a monthly fee for Medallion operation by Color Schemes pending Medallion re-issuance. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

#### RESOLUTION 10-056

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

16. Approving the City of San Francisco Downtown Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Fifth and Mission Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

Item 16-21 were called together.

#### PUBLIC COMMENT:

Miguel Garcia stated that rich people and poor people donate money to help the city. He stated that he doesn't understand why people are fighting each other like animals.

#### RESOLUTION 10-057

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

17. Approving the City of San Francisco Uptown Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Union Square Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

RESOLUTION 10-058

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

18. Approving the City of San Francisco Uptown Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Sutter-Stockton Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

RESOLUTION 10-059

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

19. Approving the City of San Francisco Ellis-O'Farrell Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Ellis-O'Farrell Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

RESOLUTION 10-060

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

20. Approving the City of San Francisco Japan Center Garage Corporation Fiscal Years 2011 and 2012 Operating Budget for the Japan Center Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

RESOLUTION 10-061

On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

21. Approving the City of San Francisco Portsmouth Plaza Parking Corporation Fiscal Years 2011 and 2012 Operating Budget for the Portsmouth Square Garage. (Explanatory documents include a staff report, resolution and budget.) (Bond Yee)

RESOLUTION 10-062



On motion to approve:

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

22. Adopting the Capital Program for FY 2011 and FY 2012 in the amounts of \$375 million and \$377 million respectively. (Explanatory documents include a staff report, resolution and capital projects.) (Bond Yee)

Item 22 was removed from the agenda.

23. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 7:02 p.m.

##### 2. Roll Call

Present: Cameron Beach  
Shirley Breyer Black  
Malcolm Heinicke  
Jerry Lee  
James McCray, Jr.  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, chief of staff/director, Administration  
John Haley, chief operating officer  
Sonali Bose, chief financial officer  
Carter Rohan, senior director, Capital Projects and Construction

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

## CONFERENCE WITH LEGAL COUNSEL

### Existing Litigation:

A. Ryan Berger vs. CCSF, Superior Ct. #CGC8479349 filed on 9/2/08 for \$289,000

## RESOLUTION 10-063

ADOPTED: AYES – Beach, Black, Heinicke, Lee, McCray, Nolan and Oka

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

## CONFERENCE WITH LEGAL COUNSEL

### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

## CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

### Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

### To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 7:23 p.m.

24. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss Berger vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case. The Board and met with their labor negotiator but took no action. There was no discussion of anticipated litigation

25. Motion to disclose or not disclose the information discussed in closed session.

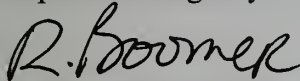
On motion to not disclose the information discussed: approved. Vice Chairman McCray voted against the motion.

Director Lee requested discussion of the deployment plan for Parking Control Officers at the next Policy & Governance Committee meeting.

Chairman Nolan presented plaques to Directors Black and McCray and expressed appreciation for their service as members of the SFMTA Board of Directors.

ADJOURN - The meeting was adjourned at 7:28 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



MATERIAL SUPPLIED BY PETER WITT FOR INCLUSION IN THE SFMTA's MINUTES OF APRIL 20, 2010. To ensure that the comments are accessible, this material is reproduced exactly as written below. A PDF of the actual statement provided will be added to the printed meeting minutes.

To be entered in to the MTA minutes of April 20<sup>th</sup> , regular meeting.  
From Peter Witt

Item 9 .

I've surveyed Over 1,000 customers a year, For twelve years with a 93+ RETURN RATE .  
I forgot two of last years surveys did any one turn them into lost and found?

Those were 2009 samples ... These are 234 collected so far for years survey.

It started out a simple survey but with 13 years of DATA ...it's a full blow study.

I don't know why the TXC didn't like me I'm just the messenger.  
I think the data speaks for it self.

Unless your deaf Dumb and blind.

I see Muni data .....where's your taxi-data. What's a peak-time and what's a top light?  
What's dispatch? And what's ....a taxi stand?

Merely ...a preliminary study ....It identifies and pin points where the problems are  
...and aren't !

With an independent analysis and follow-up study.

It's called ..."Research and Development".

OTHERWORLDLY..... known... as ...."customer service".

To be included into the MTA April 20<sup>th</sup> minutes

Item #14

Where the figures and facts??????

What are the risks and what are the benefits????

With no study or analysis of the permanent impacts and the unintended consequences.....

Board members your conducting and uncontrolled experiment with people's lives

And ...what about the ramp-vans .....are they value-less????

Shouldn't they be part of the package too????

And why not??????

Is it that your afraid service will be hurt or is that...

No-one would want to buy one????

I believe Selling Medallions will hurt taxi-service.

I've been driving 20 years. You should drive just one day.

Do you even mostly take cabs?????

Or do you mostly take Muni.

What form of transportation do you use MOSLTY .

I DRIVE A MOTOR-BIKE.....MOSTLY.

THE taxi industry ....is not for armatures.

And when it comes to watching the hen house, ....it's a good IDEA to let

.....the foxs watch it.

To be entered in to the MTA minutes of April 20<sup>th</sup>, regular meeting.  
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Merely ...a preliminary sutdy ....It identifies and pin points where the problems are ...and aren't !

With an independent analysis and follow-up study.

It's called ...“Research and Development”.

OTHERWORLDLY..... known... as ....“customer service”.

~~No thanks???~~

~~No Questions????~~

~~You have a fidisary Duty Boards members .....~~

~~I only ask you ...see to it.~~



To be included into the MTA April 20<sup>th</sup> minutes

Item # 14

Where the figures and facts?????

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SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS  
AND  
PARKING AUTHORITY COMMISSION  
NOTICE OF MEETING AND CALENDAR

Tuesday, May 4, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Cameron Beach  
Malcolm Heinicke  
Jerry Lee  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - April 20, 2010 Regular Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
  - Election of Vice Chairman
7. Executive Director's Report (For discussion only)
  - Special Recognition Award
  - Ongoing Activities
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Rong Niu vs. CCSF, Superior Ct. #CGC8476103 filed on 6/9/08 for \$3,000
- B. Mario Mendoza vs. CCSF, Superior Ct. #473433 filed on 3/18/08 for \$3,594.69
- C. Maureen O'Neil vs. CCSF, Superior Ct. #CGC8479135 filed on 8/26/08 for \$5,000
- D. Sandra Maria Camarena vs. CCSF, Unlitigated Claim #1001464 filed on 12/1/09 for \$25,399.50

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Sacramento Street, north side, from Mason Street to 142 feet easterly.
- B. ESTABLISH – ROADWAY CLOSURE EXCEPT MUNI – 17th Street, between Castro Street and 125 feet west of Hartford Street.
- C. ESTABLISH – 15 MPH SPEED LIMIT – Stoneman St., from Shotwell St. to Folsom St.
- D. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Clayton Street, north side, from Market Street to approximately 290 feet westerly.
- E. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Clayton Street, south side, from Market Street to approximately 340 feet westerly.
- F. ESTABLISH – UNMETERED MOTORCYCLE PARKING – 14th Street, north side, from 3 to 10 feet east of Belcher Street.
- G. ESTABLISH – UNMETERED MOTORCYCLE PARKING – 14th Street, north side, from 20 to 27 feet east of Belcher Street.
- H. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA "S" AND "Z" BUFFER ZONE 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 23rd Street, between Church and Vicksburg Streets.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA "U" ELIGIBILITY – 472-474 Third Street.
- J. RESCIND – (NON-COMPLIANT) BLUE ZONE – Pine Street, north side, from Kearny Street to 28 feet westerly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### REGULAR CALENDAR

11. Presentation and discussion regarding the SFMTA's FY2010 Third Quarter Financial Report and year-end projection. (Explanatory documents include a slide presentation.) (Sonali Bose)

12. Presentation and discussion regarding fare evasion and enforcement. (Explanatory documents include a slide presentation) (John Haley)

SPECIAL ORDER – 1:30 pm

13. Adopting amendments to Transportation Code, Division II, Article 1100 governing Motor Vehicles for Hire, to amend regulations governing the Taxi Medallion Sales Pilot Program to further define the circumstances under which a Medallion Holder is eligible to sell his or her Medallion, and



to clarify that failure to timely complete the purchase of a Medallion does not affect the applicant's A-Card Seniority or the applicant's position on the Waiting List. (Explanatory documents include a staff report, resolution and amendments) (Debra Johnson)

14. Authorizing the Executive Director/CEO to execute the Ninth Amendment with Serco for Meter Coin Collection, Counting and Management Services, to extend the current agreement by two years and increase the contract by \$16,800,000. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

15. Acting as members of the San Francisco Municipal Transportation Agency Board of Directors and as members of the San Francisco Parking Authority Commission, authorizing the Executive Director/CEO to execute Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property with Titan Outdoor, to allow window wraps on up to 5% of the SFMTA's buses and up to 10% of the SFMTA's light rail vehicles and to change the approval requirements for advertising in parking garages. (Explanatory documents include a staff report, amendment and MTA Board and PAC resolutions.) (Sonali Bose)

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order
2. Roll Call
3. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits

X Working Conditions  
X Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

17. Announcement of Closed Session.

18. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, May 4, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
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Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 12:03 p.m.

### 2. Roll Call

Present: Cameron Beach

Malcolm Heinicke – absent at Roll Call

Jerry Lee

Tom Nolan

Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

#### PUBLIC COMMENT:

Peter Witt stated that the Board isn't concerned about the posting of minutes and that his statements are incomplete, out of context and misleading. The words “cost effective” and “more efficient” were not included in his comments. Mr. Witt objected to the order in which the minutes are posted and the order in which the Board conducts its agenda. Both are misleading to the public. Item 8 started 39 minutes after the meeting began and Item 9 started 4 hrs 46 minutes after the meeting started. The SFMTA shouldn't expect people to wait five hours to offer solutions.

On motion to approve the minutes of the April 20, 2010 Regular Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

None.

### 6. Introduction of New or Unfinished Business by Board Members

-Election of Vice Chairman

No public comment.

On motion to elect Jerry Lee as Vice Chairman: unanimously approved (Heinicke-absent.)

#### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Exec. Director/CEO Ford presented special recognition awards to Jack Lucero Fleck, traffic engineer, Sustainable Streets and Joern Kroll, transportation safety specialist, Safety & Training division.

Director Heinicke arrived.

ED/CEO Ford also discussed the SFMTA's FY11/12 budget hearings at the Board of Supervisors, the performance audit, the SFCTA funding request, the St. Francis Circle rail replacement project, system security, the fare gate improvement project, Bike to Work Day, and the annual employee survey.

Chairman Nolan asked for a hearing on May 18 to discuss the performance audit.

Debra Johnson, director, Administration, Taxis and Accessible Services reviewed the communications plans for the St. Francis Circle project, the Proof of Payment program and the May 8 service changes.

John Haley, director, Transit Operations reviewed the St. Francis Circle project and the operations plan for the May 8 service changes.

#### PUBLIC COMMENT:

Peter Witt stated that long time taxi drivers should be recognized. The former Taxi Commission presented driver of the year awards. He is disturbed that since the change to the SFMTA, several things have been eliminated that the former Taxi Commission did. Driving a taxi is a far more dangerous job than Muni. Taxi companies should recognize drivers.

#### 8. Citizens' Advisory Council Report

No report.

#### 9. Public Comment

Bob Planthold expressed concern that the SFMTA seems to be unaware of timing. He believes that there has been an ethics violation regarding ballot measures and that the Agency doesn't have the respect or trust of the people who need it to be reliable. If the Agency is involved in a ballot measure, that measure will fail. It shouldn't be talked about in public.

Peter Witt stated that customers ask him about the purpose of his customer surveys. It's for customer service and to see if city hall cares about service or customers. The last taxi commission survey was peppered with anecdotal testimony with no hard data. Drivers aren't represented. He asked when drivers would get a cost of living adjustment. This governing body speaks, sees, and hears no evil and wears no clothes. The facts speak for themselves. Drivers are men and women too.

Herbert Weiner apologized to Mr. Ford. He asked what management was sacrificing in pay cuts. He suggested that meetings be held in the evening as well as at noon. Managers should pay a penalty for every missed run. Muni ambassadors should be the eyes and ears of the SFMTA and should not be conveying messages.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Rong Niu vs. CCSF, Superior Ct. #CGC8476103 filed on 6/9/08 for \$3,000
- B. Mario Mendoza vs. CCSF, Superior Ct. #473433 filed on 3/18/08 for \$3,594.69
- C. Maureen O'Neil vs. CCSF, Superior Ct. #CGC8479135 filed on 8/26/08 for \$5,000
- D. Sandra Maria Camarena vs. CCSF, Unlitigated Claim #1001464 filed on 12/1/09 for \$25,399.50

RESOLUTION 10-064



(10.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Sacramento Street, north side, from Mason Street to 142 feet easterly.
- B. ESTABLISH – ROADWAY CLOSURE EXCEPT MUNI – 17th Street, between Castro Street and 125 feet west of Hartford Street.
- C. ESTABLISH – 15 MPH SPEED LIMIT – Stoneman St., from Shotwell St. to Folsom St.
- D. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Clayton Street, north side, from Market Street to approximately 290 feet westerly.
- E. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Clayton Street, south side, from Market Street to approximately 340 feet westerly.
- F. ESTABLISH – UNMETERED MOTORCYCLE PARKING – 14th Street, north side, from 3 to 10 feet east of Belcher Street.
- G. ESTABLISH – UNMETERED MOTORCYCLE PARKING – 14th Street, north side, from 20 to 27 feet east of Belcher Street.
- H. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA "S" AND "Z" BUFFER ZONE 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 23rd Street, between Church and Vicksburg Streets.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA "U" ELIGIBILITY – 472-474 Third Street.
- J. RESCIND – (NON-COMPLIANT) BLUE ZONE – Pine Street, north side, from Kearny Street to 28 feet westerly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

RESOLUTION 10-065

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

#### REGULAR CALENDAR

11. Presentation and discussion regarding the SFMTA's FY2010 Third Quarter Financial Report and year-end projection. (Explanatory documents include a slide presentation.) (Sonali Bose)

Sonali Bose, Chief Financial Officer, presented the staff report.

No public comment.

12. Presentation and discussion regarding fare evasion and enforcement. (Explanatory documents include a slide presentation) (John Haley)

John Haley, director, Transit Operations and Joy Houlihan, deputy director, Security & Enforcement presented the staff report.

PUBLIC COMMENT:

Bob Planthold expressed concern about the amount of time allotted for a transfer now that service is going to be reduced. On long distance lines the bus may be crowded. The customer might not be able get on and will end up having to wait for a second bus which might cause the transfer to expire. Seniors who aren't as agile as other customers might have to pay twice because of an expired transfer. The SFMTA should consider changes to transfer time.

Herbert Weiner stated that he's noticed other areas, such as Polk, Clay, Powell and Geary where fare evasion occurs. The Agency needs to be a little more comprehensive in scope and research.

SPECIAL ORDER – 1:30 pm

13. Adopting amendments to Transportation Code, Division II, Article 1100 governing Motor Vehicles for Hire, to amend regulations governing the Taxi Medallion Sales Pilot Program to further define the circumstances under which a Medallion Holder is eligible to sell his or her Medallion, and to clarify that failure to timely complete the purchase of a Medallion does not affect the applicant's A-Card Seniority or the applicant's position on the Waiting List. (Explanatory documents include a staff report, resolution and amendments) (Debra Johnson)

Chris Hayashi, deputy director, Taxi Services, presented the staff report.

PUBLIC COMMENT:

Mark Gruberg, UTW, stated that the amendments are needed and are an improvement. UTW continues to oppose this program. UTW believes that access to a city permit should not be substantially limited to those who can pay for the privilege. This may be a positive thing in the eyes of financial institutions but there has been much deceit. He was astonished that no one on the Board has questioned this program.

RESOLUTION 10-066

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

14. Authorizing the Executive Director/CEO to execute the Ninth Amendment with Serco for Meter Coin Collection, Counting and Management Services, to extend the current agreement by two years and increase the contract by \$16,800,000. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

No public comment.

RESOLUTION 10-067

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

15. Acting as members of the San Francisco Municipal Transportation Agency Board of Directors and as members of the San Francisco Parking Authority Commission, authorizing the Executive Director/CEO to execute Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property with Titan Outdoor, to allow window wraps on up to 5% of the SFMTA's buses and up to 10% of the SFMTA's light rail vehicles and to change the approval requirements for advertising in parking garages. (Explanatory documents include a staff report, amendment and MTA Board and PAC resolutions.) (Sonali Bose)

No public comment.

RESOLUTION 10-068

Acting as the Municipal Transportation Agency Board of Directors, on motion to approve:

ADOPTED: AYES – Heinicke, Lee, Nolan and Oka

NAYES - Beach

RESOLUTION 10-069

Acting as the Parking Authority Commission, on motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 2:00 p.m.



## 2. Roll Call

Present: Cameron Beach  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, chief of staff/director, Administration  
Sonali Bose, chief financial officer, Finance and Information Technology  
John Haley, director, Transit Operations  
Carter Rohan, senior director, Capital Projects and Construction  
Carole Stevens, attorney

3. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:10 p.m.

## 17. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss

labor negotiations. The Board of Directors took no action.

18. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 3:11 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).

MATERIAL SUPPLIED BY PETER WITT FOR INCLUSION IN THE SFMTA's MINUTES OF MAY 4, 2010. To ensure that the comments are accessible, this material is reproduced exactly as written below. A PDF of the actual statement provided will be added to the printed meeting minutes.

To be entered in to the MTA minutes of May 4<sup>th</sup> 2010 regular meeting.  
From Peter Witt

Item 4##/ approval of minutes.

Again my 150 word statements are posted last.

And again WHERE IT SAYS PETER WITT .....MY STATEMENTS ARE INCOMPLETE OUT OF CONTEXT AND MISLEADING.

WHEN I SPOKE ON THE MINUTES LAST .....YOU LET OUT....THE WORDS .....\$ COST EFFECTIVE.....AND MORE EFFISHANT !!!  
THAT WAS MY POINT.

WOULDN'T IT BE SIMPLER AND LESS WORK.

NO QUESTION .....COSTS CAN BE SAVED AND QUESTIONS OF MISLEADING THE PUBLIC WOULD ELIMINATED ALONG WITH THE DOUBLE SPACEING AND EXTRA HEADINGS USED.

I DON'T LIKE CHERRY PICKERS ..... UNLESS THEY'ER ...PICKING CHERRYS.

I ALSO OBJECT TO THE ORDER IN WHICH YOU POST YOUR MINUTES.

AND THE ORDER IN WHICH YOU CONDUCT YOUR AGENDA.

Both of which AGAIN .....misleading the public AND are taken out of context.

(FOR EXAMPLE) .....ITEM #8 STARTED 39 MINUTES AND .....

ITEM #9 STARTED 4 HOURS AND 46 MINUTES.

YOUR MINUTES DON'T RELECT THAT.

DO YOU REALLY expect people to wait some 5 hours to offer solutions to items not on the agenda.  
I know you have no new ideas but .....just maybe.....the public does.

To be entered in to the MTA minutes of May 4<sup>th</sup> 2010, regular meeting.  
From Peter Witt

Item ( # ? 9) P.C.

To the deaf dumb and blind who are in denial ....

MY CUSTOMERS ASK ME WHAT'S THE PURPOSE OF MY SURVEY  
I TELL THEM IT'S FOR CUSTOMER SERVICE AND TO SEE IF CITY-HALL CARES.  
SO FAR THE SURVEY SAY ..... THE CITY COULDN'T GIVE A RATS ASS ABOUT TAXI  
DRIVERS OR THEIR CUSTOMERS.

GARBAGE IN GARBAGE OUT THEY SAY .....

THE TXC WAS FULL OF GARBAGE.....Take THEIR LAST PC&N REPORT, DONE IN 2007  
it WAS PEPPERED WITH .....UNCATALOGED .....ANTICDOLE TESTIMONY.

HARD DATA ....CAN NOT .....BE MANIPULATED.

SO .....WHERE IS THE TAXI DATA??

MABE YOU DON'T THINK YOU NEED ANY because TAXI DRIVERS DON'T HAVE A  
UNOIN.



WHERE DID UTW GO???

WHERE DID PAUL, GILLISPIE GO ....The PUPPET DRIVER REP. FOR TEN YEARS.

WHEN will DRIVERS ever GET A COST OF LIVING AJUSTMENT.

THE BUMPS IN THE ROAD ARE CLEAR ...this GOVERING BODY .....SPEAKs AND  
HEARs AND SEE NO EVIL HERE. And .....WARES NO CLOTHES.

To be entered in to the MTA minutes of May 4<sup>th</sup> 2010 regular meeting.  
From Peter Witt

4#

item / approval of minutes.

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And again WHERE IT SAYS PETER WITT..... MY STATEMENTS ARE INCOMPLETE  
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NO QUESTION .....COSTS CAN BE SAVED  
AND QUESTIONS OF MISLEADING THE PUBLIC WOULD BE ELIMINATED ALONG WITH THE  
DOUBLE SPACING AND EXTRA HEADINGS USED.

I DON'T LIKE CHERRY PICKERS .....UNLESS THEY 'ER ....PICKING CHERRYS.

I ALSO OBJECT TO THE ORDER IN WHICH YOU POST YOUR MINUTES.

AND THE ORDER IN WHICH YOU CONDUCT YOUR AGENDA.

Both of which AGAIN .....misleading the public AND are taken out of context.

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item ( # ? 9) P.C.

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SO FAR THE SURVEY SAY .....THE CITY COULDN'T GIVE A RAT'S ASS ABOUT  
TAXI DRIVERS OR THEIR CUSTOMERS.

GARBAGE IN GARBAGE OUT THEY SAY .....

THE TXC WAS FULL OF GARBAGE.....Take THEIR LAST PC&N REPORT, DONE IN 2007  
IT WAS PEPPERED WITH ..... UNCATALOGED .....ANTICDOLE TESTIMONY.

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SO .....WHERE IS THE TAXI DATA ??

MAYBE YOU DON'T THINK YOU NEED ANY because TAXI DRIVERS DON'T HAVE A UNION.

WHERE DID UTW GO ???

WHERE DID PAUL, GILLISPIE GO ....The PUPPET DRIVER REP. FOR TEN YEARS.

WHEN will DRIVERS ever GET A COST OF LIVING ADJUSTMENT.

THE BUMPS IN THE ROAD ARE CLEAR ...this GOVERNING BODY .....SPEAKs AND HEARs  
AND SEE NO EVIL HERE. And .....WASHES NO CLOTHES.







**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**NOTICE OF MEETING AND CALENDAR**

Tuesday, May 18, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

**SFMTA BOARD OF DIRECTORS**

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

05-11-10P03:04

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MAY 14 2010

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.



## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-May 4, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

-Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Jose Vigil and Karen Aguilar vs. CCSF, Superior Ct. #452032 filed on 9/26/06 for \$4,000
- B. Great West/Wizard Motor Co. vs. CCSF, Superior Ct. #484143 filed on 1/14/09 for \$4,063
- C. Nicole Laino vs. CCSF, Unlitigated Claim #1001054 filed 10/24/09 for \$28,531.40
- D. Shelby Kobelin vs. CCSF, Unlitigated Claim #1010157 filed on 10/24/09 for \$28,790.77

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – 1-HOUR PARKING – From the driveway of 1250 Missouri Street to 97 feet northerly.
- B. ESTABLISH – PERPENDICULAR PARKING – Missouri Street, west side, from Cesar Chavez Street to 330 feet northerly.
- C. RESCIND – PERPENDICULAR PARKING – Alabama Street, east side, from Mullen Avenue to 24 feet southerly.
- D. RESCIND – 2 HOUR PARKING, 9AM TO 6PM, MONDAY THROUGH FRIDAY, CARPOOL PERMITTED VEHICLES EXEMPT FROM ABOVE – Mabini Street, west side, between Folsom and Bonifacio Streets.
- E. ESTABLISH – PARKING METERS, 2 HOUR TIME LIMIT, AREA 2, MONDAY THROUGH SATURDAY, 9AM-6PM – Mabini Street, west side, between Folsom and Bonifacio Streets.
- F. RESCIND – 2 HOUR PARKING 8AM TO 6PM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH CARPOOL PERMITS – Maple Street, west side between California and Sacramento Streets.
- G. ESTABLISH – 2 HOUR TIME LIMIT PARKING METERS, MONDAY THORUGH SATURDAY , AREA 3, 9AM TO 6PM – Maple Street, west side between California and Sacramento Streets.
- H. RESCIND – 35MPH SPEED LIMIT – 3rd Street between Channel Street and Evans Avenue.
- I. ESTABLISH – 30MPH SPEED LIMIT – 3rd Street between Channel Street and Evans Avenue.
- J. RESCIND – ONE-WAY STREET – Dore Street, between Howard and Folsom Streets.
- K. ESTABLISH – 2 HOUR PARKING 8AM TO 6PM, MONDAY THROUGH FRIDAY, AREA “T” EXEMPT FROM ABOVE – Portola Drive, west side, between Sydney Way and Laguna Honda Boulevard.
- L. ESTABLISH – TRAFFIC SIGNAL – Brotherhood way and intersection of a new road serving the 800 Brotherhood Way development, approximately 550 feet west of Chumasero Drive.
- M. ESTABLISH – RIGHT TURN ONLY LANE AND TOW-AWAY NO STOPPING ANYTIME – Brotherhood Way, north side, from 350 west of Chumasero Dr. to new private road.
- N. ESTABLISH – INCREASE SIDEWALK WIDTH TO 12 FEET AND NARROW WESTBOUND ROADWAY BY 3 FEET – Brotherhood Way, north side, from the intersection of a new road to approximately 1,050 feet westerly.
- O. ESTABLISH – SIDEWALK BULBOUT OF ADDITIONAL 6 FEET IN WIDTH AND PROHIBIT ON-STREET PARKING – Brotherhood Way, north side, from the intersection of a new road to approximately 60 feet westerly.
- P. ESTABLISH – SIDEWALK BULBOUT OF ADDITIONAL 6 FEET IN WIDTH AND PROHIBIT ON-STREET PARKING – Brotherhood Way, north side, from approximately 250 feet to 370 feet west of the intersection of a new road.

- Q. REVOKE – TOW-AWAY NO PARKING ANYTIME – Bernal Heights Boulevard, north side, from Chapman Street to 85 feet westerly.
- R. RESCIND – TOW-AWAY NO STOPPING ANYTIME – Folsom Street, east side, from 54 feet to 78 feet south of 13th Street.
- S. ESTABLISH – NO PARKING ANYTIME EXCEPT BICYCLES – Folsom Street, east side, from 54 feet to 78 feet south of 13th Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to accept and expend up to \$375,000 in Transportation Development Act, Article 3 funds for bicycle safety outreach and education programs and bicycle facility projects. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.4) Approving the extension of the operating agreement between the Downtown Parking Corporation and Ampco System Parking for the management of the Fifth and Mission Garage on a month-to-month basis through May 31, 2011; the extension of the operating agreement between the Uptown Parking Corporation and City Park for the management of the Union Square Garage on a month-to-month basis through June 30, 2011; the extension of the operating agreement between the Ellis-O'Farrell Parking Corporation and Parking Concepts, Inc. for the management of the Ellis-O'Farrell Garage on a month-to-month basis through April 30, 2011; and the extension of the operating agreement between the Japan Center Parking Corporation and Parking Concepts, Inc. for the management of the Japan Center Garage on a month-to-month basis through June 30, 2011. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.5) Authorizing the Executive Director/CEO to execute the Second Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to increase the contract amount by \$20,800, reallocate \$47,409 from Task 4 (Public Meetings) to Task 3 (Auto Trip Mitigation Fee Nexus Study), and extend the completion date to July 28, 2010. (Explanatory documents include a staff report resolution and amendment.) (Sonali Bose)

## REGULAR CALENDAR

11. Presentation and Discussion of the Compliance Review of the SFMTA's Work Orders for Fiscal Year 2009. (Explanatory documents include the audit and response) (Sonali Bose).

12. Presentation and discussion of an Independent Audit of the SFMTA's Financial Statements. (Explanatory documents include the audit.) (Sonali Bose)

13. Presentation and Discussion of the Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency. (Explanatory documents include the audit.) (Brenda Walker)

14. Presentation, discussion and possible action regarding possible ballot measures that will generate revenue for the SFMTA. (Explanatory documents include a staff report and resolution.) Sonali Bose)



15. Approving the following trial parking modifications:

- A. ESTABLISH -- NO PARKING ANYTIME, SATURDAYS AND SUNDAYS, MAY THROUGH SEPTEMBER, EXCEPT AREA A PERMITS [TRIAL] - Coit Tower Parking Lot at the terminus of Telegraph Hill Boulevard (the Monday through Friday regulations would remain the same).
- B. RESCIND -- 30-MINUTE LIMIT, 8 AM TO 9 PM, SATURDAY AND SUNDAY, MAY THROUGH SEPTEMBER, EXCEPT AREA A PERMITS [TRIAL] - Coit Tower Parking Lot at the terminus of Telegraph Hill Boulevard (the Monday through Friday regulations would remain the same). (Explanatory documents include a staff report, resolution and traffic counts.) (Bond Yee)

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

- 1. Call to Order
- 2. Roll Call
- 3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

- A. Dewey and Grace Kim vs. CCSF, Superior Ct. #CGC8474673 filed on 4/25/08 for \$3,250,000

- 4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

☒ Wages  
☒ Hours  
☒ Benefits  
☒ Working Conditions  
☒ Other

#### ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

17. Announcement of Closed Session.

18. Motion to disclose or not disclose the information discussed in closed session.

#### ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





**SFMTA****Municipal Transportation Agency**[SFMTA home](#) > [About Us](#) > [Meetings](#) > [SFMTA Board](#) > May 18, 2010, notice of cancellation

## NOTICE OF CANCELLATION

The SFMTA Board of Directors meeting on Tuesday, May 18, 2010, has been cancelled.

### Explore:

- [SFMTA Board](#)
- [SFMTA CAC](#)
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- [Taxi Meetings](#)
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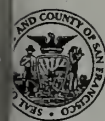
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**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**NOTICE OF MEETING AND CALENDAR**

Tuesday, June 1, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

**SFMTA BOARD OF DIRECTORS**

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

MAY 26 2010

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.



## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-May 4, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Special Recognition Award
  - Ongoing Activities

8. Citizens' Advisory Council Report

9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Jose Vigil and Karen Aguilar vs. CCSF, Superior Ct. #452032 filed on 9/26/06 for \$4,000
- B. Great West/Wizard Motor Co. vs. CCSF, Superior Ct. #484143 filed on 1/14/09 for \$4,063
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- E. Pavel Stanislavsky vs. CCSDF, Superior Ct. #CGC06457956 filed on 12/18/06 for \$35,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – 1-HOUR PARKING – From the driveway of 1250 Missouri Street to 97 feet northerly.
- B. ESTABLISH – PERPENDICULAR PARKING – Missouri Street, west side, from Cesar Chavez Street to 330 feet northerly.
- C. RESCIND – PERPENDICULAR PARKING – Alabama Street, east side, from Mullen Avenue to 24 feet southerly.
- D. RESCIND – 2 HOUR PARKING, 9AM TO 6PM, MONDAY THROUGH FRIDAY, CARPOOL PERMITTED VEHICLES EXEMPT FROM ABOVE – Mabini Street, west side, between Folsom and Bonifacio Streets.
- E. ESTABLISH – PARKING METERS, 2 HOUR TIME LIMIT, AREA 2, MONDAY THROUGH SATURDAY, 9AM-6PM – Mabini Street, west side, between Folsom and Bonifacio Streets.
- F. RESCIND – 2 HOUR PARKING 8AM TO 6PM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH CARPOOL PERMITS – Maple Street, west side between California and Sacramento Streets.
- G. ESTABLISH – 2 HOUR TIME LIMIT PARKING METERS, MONDAY THORUGH SATURDAY , AREA 3, 9AM TO 6PM – Maple Street, west side between California and Sacramento Streets.
- H. RESCIND – 35MPH SPEED LIMIT – 3rd Street between Channel Street and Evans Ave.
- I. ESTABLISH – 30MPH SPEED LIMIT – 3rd Street between Channel St. and Evans Ave.
- J. RESCIND – ONE-WAY STREET – Dore Street, between Howard and Folsom Streets.
- K. ESTABLISH – 2 HOUR PARKING 8AM TO 6PM, MONDAY THROUGH FRIDAY, AREA “T” EXEMPT FROM ABOVE – Portola Drive, west side, between Sydney Way and Laguna Honda Boulevard (800 block; frontage road).
- L. ESTABLISH – TRAFFIC SIGNAL – Brotherhood way and intersection of new private road serving 800 Brotherhood Way development, approximately 550 feet west of Chumasero Drive.
- M. ESTABLISH – RIGHT TURN ONLY LANE AND TOW-AWAY NO STOPPING ANYTIME – Brotherhood Way, north side, from approximately 350 west of Chumasero Drive to new private road.
- N. ESTABLISH – INCREASE SIDEWALK WIDTH TO 12 FEET AND NARROW WESTBOUND ROADWAY BY 3 FEET – Brotherhood Way, north side, from intersection of new private road to approximately 1,050 feet westerly.
- O. ESTABLISH – SIDEWALK BULBOUT OF ADDITIONAL 6 FEET IN WIDTH AND PROHIBIT ON-STREET PARKING – Brotherhood Way, north side, from intersection of new private road to approximately 60 feet westerly.
- P. ESTABLISH – SIDEWALK BULBOUT OF ADDITIONAL 6 FEET IN WIDTH AND PROHIBIT ON-STREET PARKING – Brotherhood Way, north side, from approximately



250 feet to 370 feet west of intersection of new private road (at intersection with Church Parking Lot, south of Brotherhood way).

- Q. REVOKE – TOW-AWAY NO PARKING ANYTIME – Bernal Heights Boulevard, north side, from Chapman Street to 85 feet westerly.
- R. RESCIND – TOW-AWAY NO STOPPING ANYTIME – Folsom Street, east side, from 54 feet to 78 feet south of 13th Street.
- S. ESTABLISH – NO PARKING ANYTIME EXCEPT BICYCLES – Folsom Street, east side, from 54 feet to 78 feet south of 13th Street.
- T. ESTABLISH – STOP SIGN – Stopping Bartlett Street at 21st Street.
- U. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – McAllister Street, north side, from 38 feet to 116 feet east of Leavenworth Street.
- V. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – McAllister Street, south side, between Hyde Street and 100 feet west of Leavenworth Street.
- W. ESTABLISH – TRANSIT, BICYCLES AND COMMERCIAL VEHICLES ONLY – McAllister Street, eastbound, between Hyde Street and Charles J. Brenham Place.
- X. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME EXCEPT FEDERAL AUTHORIZED LAW ENFORCEMENT VEHICLES – Hyde Street, east side, between McAllister Street and Fulton Street.
- Y. ESTABLISH – NO PARKING EXCEPT TRUCKS WITH FARMER'S MARKET PARKING PERMIT ONLY, 6 AM TO 9:30 AM, WEDNESDAY AND SUNDAY – Hyde Street, west side, from 7 feet to 102 feet north of Grove Street; and Fulton Street, north side, from 18 feet to 85 feet west of Hyde Street.
- Z. ESTABLISH – NO LEFT TURN, 7-9AM, 4-7PM, EXCEPT SATURDAY & SUNDAY – Masonic Avenue southbound at Golden Gate Avenue.
- AA. ESTABLISH – BUS ZONE – Avalon Avenue, south side, from La Grande Avenue to 74 feet westerly.
- BB. ESTABLISH – STOP SIGNS – Stopping 20th Street at Kansas Street.
- CC. ESTABLISH – NO PARKING ANYTIME – 400 block of Ulloa Street, north side, from 202 feet east of Kensington Street to 318 feet west of Knockash Hill.
- DD. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA O, 2-HOUR TIME LIMIT, 8 AM TO 6PM, MONDAY THROUGH FRIDAY – 400 block of Ulloa Street, both sides, for permit eligibility, with signage on the south side of Ulloa Street and on the north side of Ulloa Street, from Kensington Way to 202 feet easterly.
- EE. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA L, 2-HOUR TIME LIMIT, MONDAY THROUGH FRIDAY – 500 block of 2nd Avenue, both sides, between Anza and Balboa Streets.
- FF. ESTABLISH – 2 HOUR PARKING, 7AM-6PM, EXCEPT SUNDAYS – Trumbull Street, south side, between Mission and Craut Streets.
- GG. ESTABLISH – STOP SIGNS – Stopping 23rd Street at Rhode Island Street.
- HH. RESCIND – BUS ZONE – Fourth Street, west side, from Brannan Street to 88 feet southerly.
- II. ESTABLISH – PART-TIME BUS ZONE, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY – Fourth Street, west side, from 107 feet to 209 feet south of Brannan Street.
- JJ. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Waller Street, north side, from approximately 40 to 50 feet east of Webster Street.
- KK. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Boardman Place, west side,

from approximately 117 to 123 feet south of Bryant Street.

- LL. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – Duboce Avenue, south side, from Castro to Noe streets; 14<sup>th</sup> Avenue, north side, from Castro to Noe streets; and Castro Street, east side, from Duboce Avenue to 14<sup>th</sup> Street.
- MM. REVOKE – NON-COMPLIANT BLUE ZONE – 90-4<sup>th</sup> Street, west side, from 4 feet to 48 feet north of the south building line.
- NN. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Laguna Honda Boulevard, west side, from northern edge of Noriega Street to 70 feet southerly.
- OO. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Fell Street, south side, from Divisadero Street to 126 feet easterly.
- PP. ESTABLISH – TOW-AWAY NO STOPPING, 7 AM TO 7 PM, DAILY – Fell Street, south side, from 126 feet to 240 feet east of Divisadero Street.
- QQ. ESTABLISH – LEFT LANE MUST TURN LEFT – Fell Street, westbound, approaching Divisadero Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to accept and expend up to \$375,000 in Transportation Development Act, Article 3 funds for bicycle safety outreach and education programs and bicycle facility projects. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.4) Approving the extension of the operating agreement between the Downtown Parking Corporation and Ampco System Parking for the management of the Fifth and Mission Garage on a month-to-month basis through May 31, 2011; the extension of the operating agreement between the Uptown Parking Corporation and City Park for the management of the Union Square Garage on a month-to-month basis through June 30, 2011; the extension of the operating agreement between the Ellis-O'Farrell Parking Corporation and Parking Concepts, Inc. for the management of the Ellis-O'Farrell Garage on a month-to-month basis through April 30, 2011; and the extension of the operating agreement between the Japan Center Parking Corporation and Parking Concepts, Inc. for the management of the Japan Center Garage on a month-to-month basis through June 30, 2011. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.5) Authorizing the Executive Director/CEO to execute the Second Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to increase the contract amount by \$20,800, reallocate \$47,409 from Task 4 (Public Meetings) to Task 3 (Auto Trip Mitigation Fee Nexus Study), and extend the completion date to July 28, 2010. (Explanatory documents include a staff report resolution and amendment.) (Sonali Bose)

(10.6) Authorizing the Executive Director/CEO to execute and file appropriate applications/claims for Operating Assistance funds with Metropolitan Transportation Commission for Fiscal Year 2011, as follows: Transportation Development Act funding - \$33,138,979; State Transit Assistance funding - \$35,957,211; State Transit Assistance Population Based) Paratransit funding - \$ 1,099,221; State Transit Assistance Lifeline funding \$ 627,879; AB1107 Sales Tax funding - \$26,000,000; and, Regional Measure 2 funding \$2,687,501. (Explanatory documents include a staff report, resolution and opinion of counsel.) (Sonali Bose)



(10.7) Authorizing the Executive Director/CEO to accept and expend \$200,000 of RM-2 funds for a Safe Routes to Transit project to conduct a study for the proposed redesign of Market Street to improve multi-modal conditions. (Explanatory documents include a staff report, resolution, initial project report and opinion of counsel.) (Sonali Bose)

(10.8) Approving the amendment to Section 1007 of Division II of the Transportation Code to prohibit bicycle riding on sidewalks unless otherwise permitted. (Explanatory documents include a staff report, resolution and amendment.) (Bond Yee)

## REGULAR CALENDAR

11. Presentation and Discussion of the Compliance Review of the SFMTA's Work Orders for Fiscal Year 2009. (Explanatory documents include the audit and response) (Sonali Bose).

12. Presentation and discussion of an Independent Audit of the SFMTA's Financial Statements. (Explanatory documents include the audit.) (Sonali Bose)

13. Presentation and Discussion of the Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency. (Explanatory documents include the audit and response.) (Brenda Walker)

14. Presentation, discussion and possible action regarding possible ballot measures that will generate revenue for the SFMTA. (Explanatory documents include a staff report and resolution.) Sonali Bose)

15. Approving the following trial parking modifications:

- A. ESTABLISH -- NO PARKING ANYTIME, SATURDAYS AND SUNDAYS, MAY THROUGH SEPTEMBER, EXCEPT AREA A PERMITS [TRIAL] - Coit Tower Parking Lot at the terminus of Telegraph Hill Boulevard (the Monday through Friday regulations would remain the same).
- B. RESCIND -- 30-MINUTE LIMIT, 8 AM TO 9 PM, SATURDAY AND SUNDAY, MAY THROUGH SEPTEMBER, EXCEPT AREA A PERMITS [TRIAL] - Coit Tower Parking Lot at the terminus of Telegraph Hill Boulevard (the Monday through Friday regulations would remain the same). (Explanatory documents include a staff report, resolution and traffic counts.) (Bond Yee)

16. Amending Transportation Code, Division II, Article 1100 governing Motor Vehicles for Hire, to authorize taxi drivers to charge \$0.75 for payments made by credit or debit card, and authorizing a taxi company to collect \$0.75 from a taxi driver for any credit or debit card transaction that the taxi company processes through the company's credit card merchant account. (Explanatory documents include a staff report, resolution and amendment.) (Debra Johnson)

17. Informational presentation and discussion regarding the SFMTA's policy regarding time limits at parking meters and residential permit parking areas. (Explanatory documents include a staff report.) (Bond Yee)

18. Authorizing the Executive Director/CEO to exercise the option to extend the term of the contract by approving the "Amended and Restated Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles" with TEGSCO, d.b.a. San Francisco AutoReturn for a five-year term, until July 31, 2015. (Explanatory documents include a staff report, resolution, and agreement.) (Sonali Bose)

19. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Existing Litigation:

A. Dewey and Grace Kim vs. CCSF, Superior Ct. #CGC8474673 filed on 4/25/08 for \$3,250,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

## CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

## ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

20. Announcement of Closed Session.

21. Motion to disclose or not disclose the information discussed in closed session.

## ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).







SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, June 1, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

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JUN 10 2010

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 12:06 p.m.

### 2. Roll Call

Present: Cameron Beach

Malcolm Heinicke – absent at Roll Call

Jerry Lee

Tom Nolan

Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

#### PUBLIC COMMENT:

Peter Witt stated that he doesn't see any reference to his 150-word statement in the minutes but he does see extra words omitted. He asked whether it wouldn't be easier and less work if his statement would be included after his name. 100 extra words were omitted from his public comment on Item 9. Mr. Witt reviewed the words that were missing. The minutes are misleading if there is no reference to his written statements.

Mark Gruberg stated that he was looking at the April 20<sup>th</sup> meeting. He was referred to as Barry Gruberg so he requested that his name be corrected.

On motion to approve the minutes of the May 4, 2010 Regular Meeting: unanimously approved.

### 5. Communications

Board Secretary Boomer stated that Item 13 regarding the performance audit had been removed from the agenda at the request of staff.

### 6. Introduction of New or Unfinished Business by Board Members

Director Beach stated that staff had previously indicated that the speed in the Twin Peaks Tunnel would be raised effective May 1. This did not occur. He requested that staff bring a report to the Board within the next two months. He also requested that a discussion regarding funding of Caltrain be agendaized for a future meeting.

Chairman Nolan requested that the recent memo regarding taxi driver safety be provided to Dave Schneider.

#### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Executive Director/CEO Ford presented special recognition awards to Julio Orozco, car cleaner, Green Maintenance Division, Transit Operations; Sheila Feliciano, transit operator, Flynn Division, Transit Operations; Tammy Scott, transit operator, Potrero Division, Transit Operations; and Marina Villena, Accessible Services, Administration, Taxi and Accessible Services.

Exec. Director/CEO Ford "sunshined" labor agreements between the SFMTA and IBEW Local 6, TWU Local 200, and TWU Local 250 for automotive service workers and transit fare inspectors.

Mr. Ford also discussed the SFMTA's FY10 budget; SFpark implementation, the FTA triennial audit; rehabilitation of SFMTA vehicles; the status of capital projects at St. Francis Circle and at Church and Duboce; the hiring of an executive director for the High Speed Rail Authority.

No public comment.

#### 8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, presented the report.

Chairman Nolan requested a report regarding the number of CAC recommendations that have been accepted by the SFMTA.

#### PUBLIC COMMENT:

Peter Witt wondered if the CAC gives taxi advice and how the Board gets public input. Maybe the public doesn't know that the SFMTA took over the taxis. Maybe the public doesn't have any complaints. Nevertheless, there is no public input. Maybe the CAC should get a copy of his survey that he's been doing every year for the past 13 years. The public can take a taxi to Coit Tower in addition to a bus.

#### 9. Public Comment



Mark Gruberg stated that he recently found a notice of public hearings for the sale of taxi medallions. This notice was put up on May 27<sup>th</sup> for a hearing on the 28<sup>th</sup>. The notice doesn't contain the names of the recipients who will to be considered. There are other hearings scheduled this week. In the code, there is a provision for a 30-day notice and a 3-day notice. This one month notice is really important. People can't tell in three days if a person is qualified for a medallion. This looks like they're trying to pull a fast one.

Emil Lawrence expressed agreement with Mr. Gruberg. There has been a lack of due process. Part of the problem with the CCSF/SFMTA bankruptcy is that there are unqualified individuals who are dealing with the unions. He inquired about Ms. Johnson's background and stated that the unions will wipe the floor with her as they've done in the past. Hundreds of people have told him that he's the only one who is asking the right questions.

Bob Planthold spoke about continued instances of unresponsiveness to accessible issues. He has spoken about bicycles at bus stops for months yet nothing has been done. There is a mid-block curb ramp in front of a middle school that is confined to weekday use when school is in session but the school is a polling place as well as a site for NERT training drills and weekend activities. He gets no answers from the SFMTA, the Mayor's office on Disability or the Department of Public Works. Those agencies aren't talking to each other.

Herbert Weiner asked why the meetings were being held at noon rather than at 2 pm and why public testimony is being limited to two minutes when the public previously had three minutes. The reason is due to the Board's fear of the public. This is undemocratic but not surprising.

Barry Taranto stated that it's absurd to limit the public to two minutes. It robs the public of their chance to speak. He expressed concern about what Mark Gruberg said. The former Taxi Commission put out a notice ahead of time about medallion issuances and changes to color schemes. The public and the industry need the same leeway. He will urge the Mayor to put Dr. McCray back on the Board because he represented parking and traffic issues. He asked about enforcement reports and the article in the SF Weekly about the Parking Authority.

Peter Witt presented the 13<sup>th</sup> annual customer survey and provided each Board member with a week's worth of surveys. He hopes the Board appreciates it. He has years of empirical data from a thousand customers per year that show the facts and the dysfunctions. This is hard data that puts the finger on the pulse. (Mr. Witt provided a written statement of less than 150 words which are attached to these minutes.)

Rua Graffis stated that a "Tea Party" is needed in San Francisco where they agree to not be taxed without representation. While she understands the SFMTA's budget crunch, it's no reason not to follow due process with regard to public notice.

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TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR  
ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY  
ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL



CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

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### RESOLUTION 10-070

(10.2) Approving the following traffic modifications:

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- G. ESTABLISH – 2 HOUR TIME LIMIT PARKING METERS, MONDAY THORUGH SATURDAY , AREA 3, 9AM TO 6PM – Maple Street, west side between California and Sacramento Streets.
- H. RESCIND – 35MPH SPEED LIMIT – 3rd Street between Channel Street and Evans Ave.
- I. ESTABLISH – 30MPH SPEED LIMIT – 3rd Street between Channel St. and Evans Ave.
- J. RESCIND – ONE-WAY STREET – Dore Street, between Howard and Folsom Streets.

- K. ESTABLISH – 2 HOUR PARKING 8AM TO 6PM, MONDAY THROUGH FRIDAY, AREA “T” EXEMPT FROM ABOVE – Portola Drive, west side, between Sydney Way and Laguna Honda Boulevard (800 block; frontage road).
- L. ESTABLISH – TRAFFIC SIGNAL – Brotherhood way and intersection of new private road serving 800 Brotherhood Way development, approximately 550 feet west of Chumasero Drive.
- M. ESTABLISH – RIGHT TURN ONLY LANE AND TOW-AWAY NO STOPPING ANYTIME – Brotherhood Way, north side, from approximately 350 west of Chumasero Drive to new private road.
- N. ESTABLISH – INCREASE SIDEWALK WIDTH TO 12 FEET AND NARROW WESTBOUND ROADWAY BY 3 FEET – Brotherhood Way, north side, from intersection of new private road to approximately 1,050 feet westerly.
- O. ESTABLISH – SIDEWALK BULBOUT OF ADDITIONAL 6 FEET IN WIDTH AND PROHIBIT ON-STREET PARKING – Brotherhood Way, north side, from intersection of new private road to approximately 60 feet westerly.
- P. ESTABLISH – SIDEWALK BULBOUT OF ADDITIONAL 6 FEET IN WIDTH AND PROHIBIT ON-STREET PARKING – Brotherhood Way, north side, from approximately 250 feet to 370 feet west of intersection of new private road (at intersection with Church Parking Lot, south of Brotherhood way).
- Q. REVOKE – TOW-AWAY NO PARKING ANYTIME – Bernal Heights Boulevard, north side, from Chapman Street to 85 feet westerly.
- R. RESCIND – TOW-AWAY NO STOPPING ANYTIME – Folsom Street, east side, from 54 feet to 78 feet south of 13th Street.
- S. ESTABLISH – NO PARKING ANYTIME EXCEPT BICYCLES – Folsom Street, east side, from 54 feet to 78 feet south of 13th Street.
- T. ESTABLISH – STOP SIGN – Stopping Bartlett Street at 21st Street.
- U. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – McAllister Street, north side, from 38 feet to 116 feet east of Leavenworth Street.
- V. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – McAllister Street, south side, between Hyde Street and 100 feet west of Leavenworth Street.
- W. ESTABLISH – TRANSIT, BICYCLES AND COMMERCIAL VEHICLES ONLY – McAllister Street, eastbound, between Hyde Street and Charles J. Brenham Place.
- X. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME EXCEPT FEDERAL AUTHORIZED LAW ENFORCEMENT VEHICLES – Hyde Street, east side, between McAllister Street and Fulton Street.
- Y. ESTABLISH – NO PARKING EXCEPT TRUCKS WITH FARMER’S MARKET PARKING PERMIT ONLY, 6 AM TO 9:30 AM, WEDNESDAY AND SUNDAY – Hyde Street, west side, from 7 feet to 102 feet north of Grove Street; and Fulton Street, north side, from 18 feet to 85 feet west of Hyde Street.
- Z. ESTABLISH – NO LEFT TURN, 7-9AM, 4-7PM, EXCEPT SATURDAY & SUNDAY – Masonic Avenue southbound at Golden Gate Avenue.
- AA. ESTABLISH – BUS ZONE – Avalon Avenue, south side, from La Grande Avenue to 74 feet westerly.
- BB. ESTABLISH – STOP SIGNS – Stopping 20th Street at Kansas Street.
- CC. ESTABLISH – NO PARKING ANYTIME – 400 block of Ulloa Street, north side, from 202 feet east of Kensington Street to 318 feet west of Knockash Hill.



- DD. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA O, 2-HOUR TIME LIMIT, 8 AM TO 6PM, MONDAY THROUGH FRIDAY – 400 block of Ulloa Street, both sides, for permit eligibility, with signage on the south side of Ulloa Street and on the north side of Ulloa Street, from Kensington Way to 202 feet easterly.
- EE. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA L, 2-HOUR TIME LIMIT, MONDAY THROUGH FRIDAY – 500 block of 2nd Avenue, both sides, between Anza and Balboa Streets.
- FF. ESTABLISH – 2 HOUR PARKING, 7AM-6PM, EXCEPT SUNDAYS – Trumbull Street, south side, between Mission and Craut Streets.
- GG. ESTABLISH – STOP SIGNS – Stopping 23rd Street at Rhode Island Street.
- HH. RESCIND – BUS ZONE – Fourth Street, west side, from Brannan Street to 88 feet southerly.
- II. ESTABLISH – PART-TIME BUS ZONE, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY – Fourth Street, west side, from 107 feet to 209 feet south of Brannan Street.
- JJ. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Waller Street, north side, from approximately 40 to 50 feet east of Webster Street.
- KK. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Boardman Place, west side, from approximately 117 to 123 feet south of Bryant Street.
- LL. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – Duboce Avenue, south side, from Castro to Noe streets; 14<sup>th</sup> Street, north side, from Castro to Noe streets; and Castro Street, east side, from Duboce Avenue to 14<sup>th</sup> Street.
- MM. REVOKE – NON-COMPLIANT BLUE ZONE – 90-4<sup>th</sup> Street, west side, from 4 feet to 48 feet north of the south building line.
- NN. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Laguna Honda Boulevard, west side, from northern edge of Noriega Street to 70 feet southerly.
- OO. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Fell Street, south side, from Divisadero Street to 126 feet easterly.
- PP. ESTABLISH – TOW-AWAY NO STOPPING, 7 AM TO 7 PM, DAILY – Fell Street,
- QQ. ESTABLISH – LEFT LANE MUST TURN LEFT – Fell Street, westbound, approaching Divisadero Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

Items 10.2 H, I, U, V, W and LL were removed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT on Item H, I, U, V, W and LL:

Barry Taranto stated that LL should be clarified to read as 14th Street and not 14th Avenue. Regarding H and I, Mr. Taranto inquired as to why the speed limit was being changed. Regarding U, V and W, Mr. Taranto wondered how the modifications would work.

On motion to approve Items H, I, U, V, W and LL:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

RESOLUTION 10-071

(10.3) Authorizing the Executive Director/CEO to accept and expend up to \$375,000 in Transportation Development Act, Article 3 funds for bicycle safety outreach and education programs and bicycle facility projects. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

#### RESOLUTION 10-072

(10.4) Approving the extension of the operating agreement between the Downtown Parking Corporation and Ampco System Parking for the management of the Fifth and Mission Garage on a month-to-month basis through May 31, 2011; the extension of the operating agreement between the Uptown Parking Corporation and City Park for the management of the Union Square Garage on a month-to-month basis through June 30, 2011; the extension of the operating agreement between the Ellis-O'Farrell Parking Corporation and Parking Concepts, Inc. for the management of the Ellis-O'Farrell Garage on a month-to-month basis through April 30, 2011; and the extension of the operating agreement between the Japan Center Parking Corporation and Parking Concepts, Inc. for the management of the Japan Center Garage on a month-to-month basis through June 30, 2011. (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### RESOLUTION 10-073

(10.5) Authorizing the Executive Director/CEO to execute the Second Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to increase the contract amount by \$20,800, reallocate \$47,409 from Task 4 (Public Meetings) to Task 3 (Auto Trip Mitigation Fee Nexus Study), and extend the completion date to July 28, 2010. (Explanatory documents include a staff report resolution and amendment.) (Sonali Bose)

#### RESOLUTION 10-074

(10.6) Authorizing the Executive Director/CEO to execute and file appropriate applications/claims for Operating Assistance funds with Metropolitan Transportation Commission for Fiscal Year 2011, as follows: Transportation Development Act funding - \$33,138,979; State Transit Assistance funding - \$35,957,211; State Transit Assistance Population Based) Paratransit funding - \$ 1,099,221; State Transit Assistance Lifeline funding \$ 627,879; AB1107 Sales Tax funding - \$26,000,000; and, Regional Measure 2 funding \$2,687,501. (Explanatory documents include a staff report, resolution and opinion of counsel.) (Sonali Bose)

#### RESOLUTION 10-075

(10.7) Authorizing the Executive Director/CEO to accept and expend \$200,000 of RM-2 funds for a Safe Routes to Transit project to conduct a study for the proposed redesign of Market Street to improve multi-modal conditions. (Explanatory documents include a staff report, resolution, initial project report and opinion of counsel.) (Sonali Bose)

#### RESOLUTION 10-076



(10.8) Approving the amendment to Section 1007 of Division II of the Transportation Code to prohibit bicycle riding on sidewalks unless otherwise permitted. (Explanatory documents include a staff report, resolution and amendment.) (Bond Yee)

#### RESOLUTION 10-077

On motion to approve the Consent Calendar (Items H, I, U, V, W and LL severed):

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

#### REGULAR CALENDAR

11. Presentation and Discussion of the Compliance Review of the SFMTA's Work Orders for Fiscal Year 2009. (Explanatory documents include the audit and response) (Sonali Bose).

Tonia Lediju, Controller's Office, presented the staff report.

Director Heinicke requested that staff report back in a month regarding the status of SFMTA's efforts to secure written MOU's with city departments including a clear scope of work, billing and accountability process.

#### PUBLIC COMMENT:

Bob Planthold stated that there is some inconsistent information provided. The numbers are not carefully explained. The Board is not asking what it is getting for the increases. He didn't hear what the plan was to shift people to 511 and whether there was a projected reduction for 311 calls. He invited people to attend a meeting to explain the work orders.

Barry Taranto stated that the report is well prepared and he appreciates the question on who has the authority regarding payment. The Board of Supervisors is concerned about Muni paying for things that it may not be getting. Privately, if people don't pay they may be taken to court but this can't be done with city departments. The SFMTA is paying "gobbles" of overtime to the police but they're not doing anything.

Herbert Weiner stated that he shares the Board's concern about work orders. They should be thoroughly reviewed before they are signed. Work orders have not been adequately written.

12. Presentation and discussion of an Independent Audit of the SFMTA's Financial Statements. (Explanatory documents include the audit.) (Sonali Bose)

Sonali Bose, Chief Financial Officer and Steve DeVetter, KPMG, presented the staff report.

#### PUBLIC COMMENT:

Emil Lawrence stated that he would like to have the documents that show what was taking place and what numbers were provided to the auditors. He inquired about an Examiner article that says there is a \$22m problem with the Mayor and whether that was included in the audit. This audit is a total whitewash of the SFMTA's budget. The Board's position is to create transparency for the public. He requested documents a month ago but is still waiting to receive them.

13. Presentation and Discussion of the Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency. (Explanatory documents include the audit and response.)  
(Brenda Walker)

Item 13 was removed from the agenda at the request of staff.

14. Presentation, discussion and possible action regarding possible ballot measures that will generate revenue for the SFMTA. (Explanatory documents include a staff report and resolution.)  
Sonali Bose)

Sonali Bose, Chief Financial Officer, presented the staff report.

#### PUBLIC COMMENT:

Bob Planthold expressed support for asking the Board of Supervisors to put the Commercial Parking tax on the ballot. The SFMTA should also ask the Board of Supervisors to consider including the SFMTA as a recipient of a portion of the increase to the hotel tax. He stated that he is uneasy about the vehicle license fee. It requires legislative approval and can be held hostage and therefore it may be impolitic and untimely to pursue. This isn't the same economy as when the Commercial Off-Street Parking tax last failed.

Tim Leonoudakis urged the Board not to pursue an increase to the Commercial Off-Street Parking tax. This lost by a 63% majority in 2006 and polls show that this isn't wanted and is punitive. There are other places to look for the money such as *SFpark* and demand pricing. "Transit First" development hasn't been enforced. Before rolling out new taxes, the SFMTA should collect existing taxes.

Chairman Nolan moved that the SFMTA Board of Directors urge the Board of Supervisors to seek voter approval to increase the Vehicle License Fee from 1.15% to 2% and increase the Commercial Off-Street Parking Tax from 25% to 35%:

#### RESOLUTION 10-078

On motion to approve a resolution urging the Board of Supervisors to seek voter approval to increase the Vehicle License Fee from 1.15% to 2% and increase the Commercial Off-Street Parking Tax from 25% to 35%:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

NAYES - Heinicke

15. Approving the following trial parking modifications:

- A. ESTABLISH -- NO PARKING ANYTIME, SATURDAYS AND SUNDAYS, MAY THROUGH SEPTEMBER, EXCEPT AREA A PERMITS [TRIAL] - Coit Tower Parking Lot at the terminus of Telegraph Hill Boulevard (the Monday through Friday regulations would remain the same).
- B. RESCIND -- 30-MINUTE LIMIT, 8 AM TO 9 PM, SATURDAY AND SUNDAY, MAY THROUGH SEPTEMBER, EXCEPT AREA A PERMITS [TRIAL] - Coit Tower Parking Lot at the terminus of Telegraph Hill Boulevard (the Monday through Friday regulations would remain the same). (Explanatory documents include a staff report, resolution and traffic counts.) (Bond Yee)

PUBLIC COMMENT:

Barry Taranto stated it is important to make a provision for taxis to park at Coit Tower so tourists and visitors will be welcome.

RESOLUTION 10-079

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

16. Amending Transportation Code, Division II, Article 1100 governing Motor Vehicles for Hire, to authorize taxi drivers to charge \$0.75 for payments made by credit or debit card, and authorizing a taxi company to collect \$0.75 from a taxi driver for any credit or debit card transaction that the taxi company processes through the company's credit card merchant account. (Explanatory documents include a staff report, resolution and amendment.) (Debra Johnson)

PUBLIC COMMENT:

Mark Gruberg expressed concern about the item. There is no question that the use of credit cards has increased but he is not sure that this is the way to solve the problem. It may put off customers. As a matter of safety, he would like to encourage the use of credit cards so a driver carries less cash but this fee may come out of the drivers' tip. There could be issues for cab companies. He would rather see this go into a discussion of gates and meter rates.

Barry Taranto stated that the use of credit cards has increased but wondered if \$0.75 is enough. The amount is not enough to cover the cost of having to get cash back or revenue back from processing the transaction. The language should say "for each" not "any".



Charles Rathbone stated that at Luxor, credit card processing charges are going through the roof. A \$3 per shift fee would be sufficient to cover the costs but his real preference would be to manage these costs through the gate fee. Although he has been pressing Ms. Hayashi to do something about credit card costs, he is not going along with this increase. He suggested that this matter be referred to the Taxi Advisory Committee.

Rua Graffis stated that the way the legislation was written means that this charge could also be put onto debit cards. She wants to make sure it's not allowed to be added to the paratransit debit card or this will wind up with a lawsuit. The whole idea is disturbing. At Green cab, the company eats the fee and other companies can do the same thing.

At the direction of Chairman Nolan, Item 16 was returned to staff for additional discussion with the community.

17. Informational presentation and discussion regarding the SFMTA's policy regarding time limits at parking meters and residential permit parking areas. (Explanatory documents include a staff report.) (Bond Yee)

No public comment.

18. Authorizing the Executive Director/CEO to exercise the option to extend the term of the contract by approving the "Amended and Restated Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles" with TEGSCO, d.b.a. San Francisco AutoReturn for a five-year term, until July 31, 2015. (Explanatory documents include a staff report, resolution, and agreement.) (Sonali Bose)

No public comment.

RESOLUTION 10-080

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

19. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order



Chairman Nolan called the closed session to order at 3:08 p.m.

## 2. Roll Call

Present: Cameron Beach  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, Board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
Sonali Bose, director, Finance and Information Technology  
John Haley, director, Transit Operations  
Bond Yee, director, Sustainable Streets

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

### CONFERENCE WITH LEGAL COUNSEL

#### Existing Litigation:

- A. Dewey and Grace Kim vs. CCSF, Superior Ct. #CGC8474673 filed on 4/25/08 for \$3,250,000

### RESOLUTION 10-081

#### On motion to approve:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

NAYES - Heinicke

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

### CONFERENCE WITH LEGAL COUNSEL

#### Anticipated Litigation:

X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

IAM Local 1414, IBEW Local 6, SEIU Local 1021, TWU Local 200, TWU Local 250A and MEA

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:29 p.m.

20. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss Kim vs. CCSF with the City Attorney. The Board of Directors voted to settle the case with Director Heinicke opposed. There was no discussion of anticipated litigation. The Board held a conference with their labor negotiator but took no action.

21. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 3:30 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

*R. Boomer*  
Roberta Boomer  
Board Secretary

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To be enter into the minutes of MTA's regular meeting of June 1<sup>st</sup> 2010

From Peter Witt

Item 9 #

Good moring Go- lie- th

or Should I call you BP for short

Here is the 13<sup>th</sup> S. F. Taxi Customer Survey I've sponcered. I broke it down by the week and each of you board members has a week's worth (including Roberta ). Altogether two months and 1,038 customers responced. It took about 6 hours to make a copy for you. I hope you can appreachate it. Do you know how much a marteking firm would charge for that. Let alone....Thirteen years of imperical data.

I'm just the messenger.. so it must be the messeage that rings true, from 1,000 customers year after year after year.

What are the facts and what are the disfuntions .....your suppopse to be experts + informed

How do you measure the results of your actions. ...don't you care ?

Or is it that you prefer to work completely in the blind, tone def.







**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**NOTICE OF MEETING AND CALENDAR**

Tuesday, June 15, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

**SFMTA BOARD OF DIRECTORS**

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

**GOVERNMENT  
DOCUMENTS DEPT**

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

JUN 10 2010

**SAN FRANCISCO  
PUBLIC LIBRARY**

Roberta Boomer  
SECRETARY

## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-June 1, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

- “Sunshine” Labor Agreements
- Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:



- A. Mid-Century Ins. vs. CCSF, Superior Ct. #CGC10496478 filed on 2/1/10 for \$3,752
- B. Cindy Maneely vs. CCSF, Superior Ct. #6449635 and Anita Jones vs. CCSF, Superior Ct. #64511288 filed on 4/14/06 for \$7,500 and \$2,500 respectively
- C. Earl Harrell vs. CCSF, Superior Ct. #CGC9491971 filed on 8/28/09 for \$25,000
- D. James Celedon vs. CCSF, Superior Ct. #8473934 filed on 4/7/08 for \$30,000
- E. Perla Reinharz vs. CCSF, Superior Ct. #CGC9486647 filed on 3/26/09 for \$30,000

(10.2) Approving the following traffic modifications:

- A. REVOKE – ANGLE PARKING AT 45 DEGREES – Irving Street, south side, from 9<sup>th</sup> to 10<sup>th</sup> Avenue.
- B. ESTABLISH – ANGLE PARKING AT 60 DEGREES - Irving Street, south side, from 9<sup>th</sup> to 10<sup>th</sup> Avenue.
- C. ESTABLISH – STOP SIGNS – Stopping Brussels Street at Harkness Avenue.
- D. ESTABLISH – STOP SIGNS – Stopping 26th Street at Florida Street.
- E. ESTABLISH – ONE WAY STREET – Edna Street, northbound, between Marston Avenue and Judson Avenue.
- F. ESTABLISH - 2-HOUR PARKING 7AM TO 10PM EVERYDAY – 4th Street both sides between Channel and Mariposa Streets. China Basin Street both sides between 3rd and 4th Streets, and Mission Rock Street both sides between 3rd and 4th Streets.
- G. ESTABLISH - 2-HOUR PARKING 7AM -10PM EVERYDAY – Channel Street, both sides from 4th Street to 1000 feet westerly.
- H. REVOKE – BLUE ZONE – “31” 6<sup>th</sup> Street, east side, from 3 feet to 21 feet north of Stevenson Street.
- I. ESTABLISH – BLUE ZONE – “499” Stevenson Street, south side, from 9 feet to 27 feet east of 6<sup>th</sup> Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to execute Contract No. 1238, California Street Cable Car Infrastructure Improvement, with NTK Construction for an amount not to exceed \$8,324,586. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

(10.4) Authorizing the Executive Director/CEO to execute a sole-source professional services agreement, Contract No. CS-162, Professional Support Services for the Job Order Contracting Program, with The Gordian Group for an amount not to exceed \$975,000 and a term not to exceed five years. (Explanatory documents include a staff report, resolution and agreement.) (Carter Rohan)

(10.5) Authorizing the Executive Director/CEO to execute the First Amendment to the Memorandum of Understanding between the SFMTA and the Port of San Francisco for installation, coin collection and counting and maintenance of up to 111 multi-space meters, to extend the term of the MOU from July 1, 2010 to June 30, 2012. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)



(10.6) Authorizing the Executive Director/CEO to execute the First Amendment to the Memorandum of Understanding between the SFMTA and the Port of San Francisco for use of Pier 70 as the long-term storage facility for illegally towed and abandoned vehicles for five years, to July 31, 2015. (Explanatory documents include a staff report, resolution and MOU.) (Sonali Bose)

(10.7) Approving the stipulated arbitration award amending the Collective Bargaining Agreement between the SFMTA and the International Brotherhood of Electrical Workers, Local 6, and extending its term to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

(10.8) Approving the Collective Bargaining Agreement between the SFMTA and TWU, Local 200 to implement negotiated concessions and extend its term of agreement to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

(10.9) Approving the Collective Bargaining Agreement between the SFMTA and TWU Local 250A – 9132 - Transit Fare Inspectors to implement negotiated concessions and extend its term to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

(10.10) Approving the Collective Bargaining Agreement between the SFMTA and TWU, Local 250A – 7410, Automotive Service Workers to implement negotiated concessions and extend its term to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

## REGULAR CALENDAR

11. Presentation and Discussion of the Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency. (Explanatory documents include the audit and response.) (Brenda Walker)

12. Presentation and Discussion regarding the Follow-up Review for the Audit of Cable Car Fare Collection Practices. (Explanatory documents include the audit and memo.) (John Haley)

13. Presentation and Discussion regarding a Case Study on Data-Driven Policing in the Ingleside District to address crime and disorder on the San Francisco Municipal Railway. (Explanatory documents include a staff report.) (John Haley)

14. Adopting CEQA Findings to support the Candlestick Point Hunters Point Shipyard Redevelopment Project including the Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program; consenting to the Interagency Cooperation Agreement between the City and the Redevelopment Agency and authorizing the Mayor, the City Administrator and the Director of Public Works to approve any amendments to the Interagency Cooperation Agreement that they determine are in the best interests of the City. (Explanatory documents include a staff report, resolution and attachments.) (Bond Yee)

15. Authorizing the Executive Director/CEO to implement the Fare Media Transition Plan, which gradually transitions various forms of Muni paper fare media to the regional Clipper<sup>SM</sup> system and request that the Metropolitan Transportation Commission amend Resolution 3866 to remove any provisions related to SFMTA intra-agency bus-to-bus or bus-to-rail transfers. (Explanatory documents include a staff report, resolution and MTC resolution.) (Sonali Bose)

16. Adopting an updated Substance Abuse Policy and Procedures to comply with the most recent amendments to the federal regulations including observed collections, additional prohibited drugs in the testing panel and lower threshold levels for determining a positive test as to certain prohibited drugs. (Explanatory documents include a staff report, resolution and policy.) (Debra Johnson)

17. Adopting the Capital Program for FY11 and FY12 in the amounts of \$433 million and \$405 million respectively. (Explanatory documents include a staff report, resolution and financial plan.) (Bond Yee)

18. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Existing Litigation:

William Pallas vs CCSF, Superior Ct. #CGC10500460 filed on 6/3/10

Imelda Torrente vs. CCSF, Superior Ct. #461332 filed on 3/20/07 for \$750,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

19. Announcement of Closed Session.

20. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).







SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, June 15, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 12:00 p.m.

### 2. Roll Call

Present: Cameron Beach

Malcolm Heinicke – absent at roll call

Jerry Lee

Tom Nolan

Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

On motion to approve the minutes of the June 1, 2010 Regular Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

None.

### 6. Introduction of New or Unfinished Business by Board Members

Chairman Nolan requested information regarding enforcement of transfers. Director Beach added that he would like to hear a report regarding the plan to inform the public about the use of transfers and “Proof of Payment” on the rubber tire fleet.

Vice Chairman Lee requested information regarding how the SFMTA maintains its’ parts inventory.

### 7. Executive Director’s Report (For discussion only)

-“Sunshine” Labor Agreements

-Ongoing Activities

Exec. Director/CEO Ford discussed the status of the FY11/FY12 budget.

Director Heinicke arrived.

Exec. Director/CEO Ford “sunshined” labor agreements with IAM 1414, MEA, SEIU and TWU Local 250-A for transit operators. He also noted that item 10.8 and 10.9 on the Consent Calendar needed to be severed.

#### PUBLIC COMMENT:

Rafael Cabrera expressed shock that neither the SFMTA nor the Mayor had contacted him regarding a revote. The members rejected the tentative agreement so things will stay the way they are.

#### 8. Citizens’ Advisory Council Report

No report.

#### 9. Public Comment

Matt Gonzales stated that his firm is representing Fred Bekele who won the garage contract through a transparent bid process. There was heavy influencing and lobbying which is suggestive of old fashioned “influence pedaling.” This matter could be addressed in the courts but that method is unsatisfying when results could be gotten sooner. The Board should reconsider this item. Citizens don’t want a fair and transparent bid process to be set aside.

Hansu Kim stated that the SFMTA is going through with a new bid process with bids expected within a week. The new Request for Proposals will almost double the SFMTA’s costs and interim management costs. Progress made with the Human Rights Commission to allow local, small businesses to participate is gone. This will cost upwards of \$1m to do over. There was a transparent bid process with plenty of bidders that Mr. Bekele won. Current contractors have influence.

Fred Bekele stated that his bid was rejected. The Board never voted on the rejection of the RFP although staff recommended it. He has been harmed by the SFMTA and the city. He urged the Board to do what is right otherwise he will have to protect his rights and pursue a lawsuit.

Herbert Weiner stated that operators faced an onslaught but they hung tough for which they should be proud. He questioned why Board meetings are held at 12 rather than 2 pm and called it a violation of the democratic process.

Mitchell stated that light rail vehicles don’t have bike racks so he can’t get around the city. He requested that bike racks be installed on trains.



THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Mid-Century Ins. vs. CCSF, Superior Ct. #CGC10496478 filed on 2/1/10 for \$3,752
- B. Cindy Maneely vs. CCSF, Superior Ct. #6449635 and Anita Jones vs. CCSF, Superior Ct. #64511288 filed on 4/14/06 for \$7,500 and \$2,500 respectively
- C. Earl Harrell vs. CCSF, Superior Ct. #CGC9491971 filed on 8/28/09 for \$25,000
- D. James Celedon vs. CCSF, Superior Ct. #8473934 filed on 4/7/08 for \$30,000
- E. Perla Reinharz vs. CCSF, Superior Ct. #CGC9486647 filed on 3/26/09 for \$30,000

### RESOLUTION 10-082

(10.2) Approving the following traffic modifications:

- A. REVOKE – ANGLE PARKING AT 45 DEGREES – Irving Street, south side, from 9<sup>th</sup> to 10<sup>th</sup> Avenue.
- B. ESTABLISH – ANGLE PARKING AT 60 DEGREES - Irving Street, south side, from 9<sup>th</sup> to 10<sup>th</sup> Avenue.
- C. ESTABLISH – STOP SIGNS – Stopping Brussels Street at Harkness Avenue.
- D. ESTABLISH – STOP SIGNS – Stopping 26th Street at Florida Street.
- E. ESTABLISH – ONE WAY STREET – Edna Street, northbound, between Marston Avenue and Judson Avenue.
- F. ESTABLISH - 2-HOUR PARKING 7AM TO 10PM EVERYDAY – 4th Street both sides between Channel and Mariposa Streets. China Basin Street both sides between 3rd and 4th Streets, and Mission Rock Street both sides between 3rd and 4th Streets.
- G. ESTABLISH - 2-HOUR PARKING 7AM -10PM EVERYDAY – Channel Street, both sides from 4th Street to 1000 feet westerly.
- H. REVOKE – BLUE ZONE – “31” 6<sup>th</sup> Street, east side, from 3 feet to 21 feet north of Stevenson Street.

- I. ESTABLISH – BLUE ZONE – “499” Stevenson Street, south side, from 9 feet to 27 feet east of 6<sup>th</sup> Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

RESOLUTION 10-083

(10.3) Authorizing the Executive Director/CEO to execute Contract No. 1238, California Street Cable Car Infrastructure Improvement, with NTK Construction for an amount not to exceed \$8,324,586. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

RESOLUTION 10-084

(10.4) Authorizing the Executive Director/CEO to execute a sole-source professional services agreement, Contract No. CS-162, Professional Support Services for the Job Order Contracting Program, with The Gordian Group for an amount not to exceed \$975,000 and a term not to exceed five years. (Explanatory documents include a staff report, resolution and agreement.) (Carter Rohan)

RESOLUTION 10-085

(10.5) Authorizing the Executive Director/CEO to execute the First Amendment to the Memorandum of Understanding between the SFMTA and the Port of San Francisco for installation, coin collection and counting and maintenance of up to 111 multi-space meters, to extend the term of the MOU from July 1, 2010 to June 30, 2012. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

RESOLUTION 10-086

(10.6) Authorizing the Executive Director/CEO to execute the First Amendment to the Memorandum of Understanding between the SFMTA and the Port of San Francisco for use of Pier 70 as the long-term storage facility for illegally towed and abandoned vehicles for five years, to July 31, 2015. (Explanatory documents include a staff report, resolution and MOU.) (Sonali Bose)

RESOLUTION 10-087

(10.7) Approving the stipulated arbitration award amending the Collective Bargaining Agreement between the SFMTA and the International Brotherhood of Electrical Workers, Local 6, and extending its term to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

RESOLUTION 10-088

(10.8) Approving the Collective Bargaining Agreement between the SFMTA and TWU, Local 200 to implement negotiated concessions and extend its term of agreement to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

Item 10.8 was severed from the Consent Calendar at the request of staff.

An amendment to the resolution was offered by staff as follows:

WHEREAS, The members of TWU, Local 200 have so far not considered the proposed agreement; however, the members are expected to consider the proposed agreement before June 30, 2010

RESOLVED, That the SFMTA Board of Directors hereby approves the proposed Collective Bargaining Agreement between the SFMTA and TWU, Local 200, to implement negotiated concessions and extend its term to June 30, 2012, which shall become effective only upon approval of the proposed agreement by the members of TWU, Local 200 before June 30, 2010.

No public comment.

On motion to approve the amendment:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

On motion to approve Item 10.8 as amended:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

#### RESOLUTION 10-089

(10.9) Approving the Collective Bargaining Agreement between the SFMTA and TWU Local 250A – 9132 - Transit Fare Inspectors to implement negotiated concessions and extend its term to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)

Item 10.9 was severed from the Consent Calendar at the request of staff.

Item 10.9 was tabled by Chairman Nolan.

(10.10) Approving the Collective Bargaining Agreement between the SFMTA and TWU, Local 250A – 7410, Automotive Service Workers to implement negotiated concessions and extend its term to June 30, 2012. (Explanatory documents include a staff report, resolution and cost analysis.) (Debra Johnson)



## RESOLUTION 10-090

No public comment.

On motion to approve the Consent Calendar (Item 10.8 and 10.9 severed):

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

### REGULAR CALENDAR

11. Presentation and Discussion of the Limited Scope Performance Audit of the San Francisco Municipal Transportation Agency. (Explanatory documents include the audit and response.) (Brenda Walker)

Severin Campbell, Budget Analyst Office and Brenda Walker, Office of the Executive Director presented the report.

No public comment.

12. Presentation and Discussion regarding the Follow-up Review for the Audit of Cable Car Fare Collection Practices. (Explanatory documents include the audit and memo.) (John Haley)

Tonia Lediju, director of Audits, Controller's Office, and John Haley, chief operating officer, Transit Operations presented the staff report.

#### PUBLIC COMMENT:

Bob Planthold expressed concern that are only two booths are staffed. Staff should look at staffing the fare booths for longer. The SFMTA is missing a fair amount of revenue by not staffing the booths to include the rush hour and later into the evening.

Rafael Cabrera, TWU Local 250A, stated that cable cars are open compartments and are not like a bus. Gripmen and conductors have to make sure that people don't fall off. Safety must be the main concern. Nobody takes time to appreciate the job that 250A members do. The report portrays something that 250A members are not.

13. Presentation and Discussion regarding a Case Study on Data-Driven Policing in the Ingleside District to address crime and disorder on the San Francisco Municipal Railway. (Explanatory documents include a staff report.) (John Haley)

Peg Stevenson and Corinna Monzon of the Controller's Office presented the staff report.

Vice Chairman Lee requested information regarding how a passenger can protect themselves if they are being victimized on a bus.



No public comment.

14. Adopting CEQA Findings to support the Candlestick Point Hunters Point Shipyard Redevelopment Project including the Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program; consenting to the Interagency Cooperation Agreement between the City and the Redevelopment Agency and authorizing the Mayor, the City Administrator and the Director of Public Works to approve any amendments to the Interagency Cooperation Agreement that they determine are in the best interests of the City. (Explanatory documents include a staff report, resolution and attachments.) (Bond Yee)

Michael Cohen, Director, MOED and Peter Albert, manager, Urban Planning Initiatives, presented the staff report.

PUBLIC COMMENT:

Mitchell expressed support for the project. Public transportation will bring more people to the Bayview Hunters Point neighborhood. This will create jobs and foster a sense of community.

Eric Brooks urged the Board to continue the item to the call of the Chairman. The environmental documents received scores of comments from people opposed to the EIR. Three out of seven planning commissioners were opposed to the EIR. The comments weren't responsive to the people or organizations who expressed concern. This land is a Superfund site. This EIR will be appealed to the Board of Supervisors therefore the Board should continue the item until the BOS weighs in. There was no significant discussion regarding earthquake liquefaction and sea level rise.

Stormy Henry, Alice Griffith Resident, ask the Board to move the project forward. The site has been cleaned up by the Navy and we should proceed. The City is well beautified in one part of the city and it's time to do the same for the Southeast sector. This project will clean out the infestation of drugs and poverty.

Latasha Beasley stated that she approves this project because the community needs education, jobs and housing. This will also bring jobs to the area.

Kim White stated that she stands for the project. The community needs better housing. Kids in other communities get a nice park to play in. Her daughter deserves the same.

Bradley Bradley expressed support for the project. We must maintain our public transportation system so people can get in and out of the shipyard area. This will create jobs and will bring tourist activity to the community.

Jenita Towns stated that this project will help her to have a home and a job.

Nicolette Webster expressed support for the project.

Ricardo Contreras expressed support for the project. This will bring jobs and business to the community.

Ann Huey expressed concern about the length of time it has taken to make a decision about this project. This will bring more jobs, business and housing to the neighborhood and will improve recreation. This will be better for the city.

Connie Ford, Vice President, San Francisco Labor Council expressed the Council's support for the project. This will connect the community with the rest of the world.

Tempe Rome expressed support for the project. The community needs buses to help them get to jobs throughout the city.

#### RESOLUTION 10-091

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

15. Authorizing the Executive Director/CEO to implement the Fare Media Transition Plan, which gradually transitions various forms of Muni paper fare media to the regional Clipper<sup>SM</sup> system and request that the Metropolitan Transportation Commission amend Resolution 3866 to remove any provisions related to SFMTA intra-agency bus-to-bus or bus-to-rail transfers. (Explanatory documents include a staff report, resolution and MTC resolution.) (Sonali Bose)

#### PUBLIC COMMENT:

Bob Planthold stated that there is no agreement regarding how to deal with the low income pass. People who apply need to be regularly qualified. The media gives the impression that everything will go but that's not the case with the low income pass. The SFMTA needs to clarify that the low income pass will remain.

#### RESOLUTION 10-092

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

16. Adopting an updated Substance Abuse Policy and Procedures to comply with the most recent amendments to the federal regulations including observed collections, additional prohibited drugs in the testing panel and lower threshold levels for determining a positive test as to certain prohibited drugs. (Explanatory documents include a staff report, resolution and policy.) (Debra Johnson)

No public comment.

#### RESOLUTION 10-093

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

17. Adopting the Capital Program for FY11 and FY12 in the amounts of \$433 million and \$405 million respectively. (Explanatory documents include a staff report, resolution and financial plan.) (Bond Yee)

No public comment.

#### RESOLUTION 10-094

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

18. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

##### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 2:35 p.m.

##### 2. Roll Call

Present: Cameron Beach  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary

Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
John Haley, chief operating officer, Transit Operations  
Sonali Bose, chief financial officer, Finance and Information Technology  
Bond Yee, director, Sustainable Streets  
Carter Rohan, senior director, Capital Projects and Construction  
David Greenburg, deputy city attorney  
Miriam Morley, deputy city attorney  
Amit Kothari, deputy director, Off-Street Parking

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Existing Litigation:

William Pallas vs. CCSF, Superior Ct. #CGC10500460 filed on 6/3/10

Imelda Torrente vs. CCSF, Superior Ct. #461332 filed on 3/20/07 for \$750,000

On motion to approve the Torrente case:

ADOPTED: AYES – Beach, Lee and Nolan

NAYES - Heinicke and Oka

The motion failed adoption.

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

Mr. Ford was absent for the discussion of anticipated litigation and Director Heinicke excused himself because of a conflict of interest.



5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

☒ Wages  
☒ Hours  
☒ Benefits  
☒ Working Conditions  
☒ Other

Also present: Gina Roccanova, deputy city attorney

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:43 p.m.

19. Announcement of Closed Session.

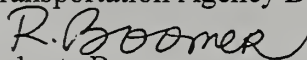
Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Pallas and Torrente cases with the City Attorney. A motion to approve the Torrente case failed adoption with Directors Heinicke and Oka voting against the settlement. The Board took no action with regard to the Pallas case. The Board discussed anticipated litigation with the City Attorney but took no action. The Board also held a conference with the labor negotiator but took no action.

20. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 3:47 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

  
Roberta Boomer  
Board Secretary



# Municipal Transportation Agency



## SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS

### NOTICE OF MEETING AND CALENDAR

Tuesday, July 6, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

### SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

07-01-(060/23) 7290

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-June 15, 2010 Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Status report regarding LRV speeds in the Twin Peaks Tunnel
- Status report regarding Caltrain funding
- Status report regarding system security
- Public Information Campaign regarding Proof of Payment on buses
- Ongoing Activities

8. Citizens' Advisory Council Report

9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.



(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Aimee Mousseau vs. CCSF, Superior Ct. #CGC9489128 filed on 6/5/09 for \$7,500
- B. Sean Kline vs. CCSF and BART, Superior Ct. #9481480 filed on 10/31/08 for \$25,000
- C. Azikiwec Anderson vs. CCSF, Unlitigated Claim#1002272 filed on 2/16/10 for \$36,479
- D. Imelda Torrente vs. CCSF, Superior Ct. #461332 filed on 3/20/07 for \$750,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – PARKING METER AREA 3 – Third Street, between Berry and King Streets.
- B. REVOKE – TOW-AWAY NO STOPPING ANYTIME – Third Street, west side, from Berry Street to 28 feet northerly.
- C. ESTABLISH – METERED YELLOW LOADING ZONE, AREA 3, 7 AM TO 10 PM, EVERYDAY – Third Street, west side, from 8 to 28 feet north of Berry Street.
- D. ESTABLISH – RIGHT TURN ONLY AFTER BALLPARK EVENTS – Southbound 2nd Street at King Street.
- E. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Taylor Street, west side, from Jefferson Street to 48 feet southerly.
- F. ESTABLISH – TOUR BUS LOADING ZONE 20 MIN TIME LIMIT, 10AM-7PM EVERYDAY – Jones Street, east side, from Beach Street to 75 southerly.
- G. ESTABLISH – METERED TOUR BUS PARKING ONLY, 2-HOUR TIME LIMIT, 7 AM-7 PM EVERYDAY – Jones Street, east side, from 75 feet south of Beach Street to North Point Street; Jones Street, west side, from North Point Street to Bay Street; North Point Street, north side, from 80' west of Jones Street to 50' east of Columbus Avenue; and North Point Street, south side, from 210' east of Stockton Street to 90' west of Kearny Street.
- H. ESTABLISH – NO PARKING ANYTIME – San Jose Avenue, west side, from 30th Street to 27 feet northerly (to go along with a new 7-foot wide sidewalk bulb).
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA J, 8 AM TO 5 PM, MONDAY THROUGH FRIDAY, 2-HOUR LIMIT – 800 block of Kirkham Street, between 12th and Funston Avenues.
- J. ESTABLISH – STOP SIGNS – Stopping Eugenia Avenue at Ellsworth Street.
- K. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA L, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY, 2-HOUR LIMIT – 2800 Block of Fulton Street-Residential Permit Parking Extension, north side, between 4<sup>th</sup> and 5<sup>th</sup> Avenues.
- L. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA O, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY, 2-HOUR LIMIT - 800 and 900 blocks of Santiago Street, between 19th and 21st Avenues.
- M. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Mission Street, west side, from Cesar Chavez Street to 90-feet northerly.
- N. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S AND Z, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY, 2-HOUR LIMIT – 200 block of Vicksburg Street, between 23rd and Elizabeth Streets. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to execute an Agreement for Payment of Funds with 949 Market Street Associates to accept a donation in the amount of \$200,000 to fund the planning and construction of various transit, pedestrian and bicycle safety improvements on Market Street between 5<sup>th</sup> and 6<sup>th</sup> Streets and on 5<sup>th</sup> Street between Market and Mission Streets. (Explanatory documents include a staff report, resolution and agreement.) (Bond Yee)

(10.4) Authorizing the Executive Director/CEO to execute a Memorandum of Understanding with MTC, the AC Transit, the Golden Gate Bridge Highway and Transportation District, BART, the City and County of San Francisco, acting by and through its Municipal Transportation Agency, SamTrans, VTA, and Caltrain for the future operation and maintenance of the Clipper<sup>SM</sup> Program. (Explanatory documents include a staff report, resolution and attachment.) (Sonali Bose)

(10.5) Approving the amendment of the Collective Bargaining Agreement between the SFMTA and MEA, to extend its term to June 30, 2012 and implement the negotiated concessions. (Explanatory documents include a staff report, resolution and fiscal analysis.) (Debra Johnson)

(10.6) Approving the amendment of the Collective Bargaining Agreement between the SFMTA and IAM Local 1414, to implement negotiated concessions and extend its term to June 30, 2012. (Explanatory documents include a staff report, resolution and fiscal analysis.) (Debra Johnson)

(10.7) Approving the amendment of the Collective Bargaining Agreement between the SFMTA and SEIU, Local 1021 to extend its term to June 30, 2012 and implement the negotiated concessions. (Explanatory documents include a staff report, resolution and fiscal analysis.) (Debra Johnson)

## REGULAR CALENDAR

11. Public hearing and action to consider and authorize system-wide transit schedule improvements to restore Municipal Railway service to some bus routes and rail lines affected by the May 8, 2010 service changes. (Explanatory documents include a calendar item, resolution and service restoration details.) (John Haley)

12. Approving and adopting amendments to Article 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire, to require taxi drivers to accept credit cards, require taxi companies to cash credit card payments at no cost to drivers; provide a pro-rated Medallion Sale Transfer Fee schedule; and authorizing the SFMTA to waive Transportation Code Division II, Section 1106(p)(6), prohibiting color schemes from passing on credit card merchant account processing fees to taxi drivers under certain conditions. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

13. Adopting amendments to Section 1109(e) of Division II of the San Francisco Transportation Code acknowledging the SFMTA's right to decide that some or all Medallions purchased under the Pilot Program are no longer transferable; provide for SFMTA purchase of such Medallions; and provide for repayment of any outstanding loan. (Explanatory documents include a staff report, resolution and amendment.) (Debra Johnson)

14. Presentation and Discussion regarding the Controller's audit of the City of San Francisco Japan Center Garage Corporation. (Explanatory documents include the audit.) (Bond Yee)

15. Presentation and discussion of the plans for a new Transbay Terminal. (Explanatory documents include a slide presentation.) (Bond Yee)

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Existing Litigation:

A. Tina & Tatjana Rmus vs. CCSF, Superior Ct. #9488638 filed on 5/22/09 for \$225,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

##### Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees



Employee Organizations:

TWU Local 250-A and TWU Local 200

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

17. Announcement of Closed Session.

18. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).







SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, July 6 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

JUL 30 2010

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 12:00 p.m.

### 2. Roll Call

Present: Cameron Beach

Jerry Lee

Tom Nolan

Bruce Oka

Absent: Malcolm Heinicke – with notification

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

On motion to approve the minutes of the June 15, 2010 Regular Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

None.

### 6. Introduction of New or Unfinished Business by Board Members

None.

### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Status report regarding LRV speeds in the Twin Peaks Tunnel
- Status report regarding Caltrain funding
- Status report regarding system security
- Public Information Campaign regarding Proof of Payment on buses
- Ongoing Activities

Exec. Director/CEO Ford presented special recognition awards to Vernon Ting, automotive mechanic, Quality Assurance Division, Transit Services; Frank Markowitz, senior transportation planner, Sustainable Streets; Li Zhang, principal administrative analyst and Eloida Leonardo, finance manager, Finance and Information Technology.

Exec. Director/CEO Ford introduced Paul Rose, manager, Media Relations and Reginald Mason, director, Safety and Training.

ED/CEO Ford discussed the status of the speed in the Twin Peaks Tunnel; Caltrain funding; and the recent FTA Triennial Review and Audit.

Debra Johnson, director, Administration, Taxis and Accessible Services provided an update regarding the Proof of Payment Customer Information Program.

Deputy Chief John Murphy reviewed the status of system safety.

Director Beach requested a copy of the safety report.

#### PUBLIC COMMENT:

Genalynn Luna said there are problems with safety because buses are overcrowded especially on the 14, the 14 Limited and the 49 Van Ness. People are sneaking onto the back and people in wheelchairs can't get on.

Mark Gruberg discussed enforcement against illegal taxicabs and limousines. There is some controversy over the use of police and the efficiency of their actions but it makes sense to have in-house dedicated enforcement staff that can deal with routine enforcement.

Hansu Kim discussed taxi and limousine enforcement. Taxis were fully self-funded under the former taxi commission. After the merger, it's not as clear as to where taxi funds go and what amount goes to regulation and enforcement. Taxicabs and limos are important in a premier tourist city such as San Francisco. Mr. Kim expressed interest in knowing where the money goes and how it is used.

Mr. Wright stated that there are four Muni employees who have been doing business agent work for the union. This is a violation of state and federal law. Transfers are only good for two hours.

Frank Lara stated that the numbers in the safety presentation were shocking. The numbers are coming down are due to police presence but the police are terrorizing communities. The Board of Supervisors says the MTA Board is a rubber stamp.



Chairman Nolan stated that after the CAC Chairman's report, he would ask the Board Secretary to call Item 11 after which the Board would return to the regular agenda. He noted that Item 13 had been removed from the agenda at the request of staff.

#### 8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, presented the report.

#### 9. Public Comment

Herbert Weiner suggested that the SFMTA spin off the Dept. of Parking and Traffic and restore it as a separate entity. The problems with parking are immense. DPT is a source of revenue for Muni but Muni should be self sufficient and self financing. This would be in the best interests of the public. He stated that Mr. Ford has affirmed that management has taken a pay cut but Mr. Weiner would like to see the exact dollar amount.

Bob Planthold asked that shop and barn staff be rehired. There are too many vehicles that are missing the blue and white signs and pull cords at the front. Some operators aren't pulling to the curb. This needs to be addressed in training. The special fare gates being installed in the Metro stations aren't accessible.

Frank Lara stated that he has heard that the raids may start again. People have been informed about immigrant rights and the saturation raids. The next event will be at Third and Palou. The public is tired of seeing people picked by the Mayor.

Carl Macmurdo stated that the SFMTA has done a wonderful job of creating consensus. Many people are left hanging by the medallion sale delays. There are safety and liability issues that will continue until the Board acts. This will generate big revenue for the city.

Dan Hinds stated that people have been working for over a year to make the taxi medallion program happen and he doesn't understand why the item was pulled. There are critical industry issues with disabled and elderly medallion holders and the city is in need of revenue.

Mark Gruberg stated that there are myriad issues regarding the well being of drivers, the corruption of cab companies and other service issues that are being completely ignored while the medallion sales program is mired down. The industry is learning about things at the last minute. Certain people in the industry are informed but it's a mystery to the rest.

Toshia Holloway stated that the 53 and 48 buses were taken away from her community and they really need those buses back. They don't have \$2 to ride the bus.

Charles Ross stated that seniors over 55 may be charged a full fare. Sometimes they have to wait 45 minutes to an hour for a bus especially before 7 am and after 7 pm. Two or three buses that come together are of no benefit. Passengers need a break.

Alvin Sered stated that there is some consideration that the circular structure at La Playa may be terminated. He asked the SFMTA to look at the big picture. It will be less stressful on the driver if the circular aspect continues, especially if the center is planted. When new vehicles are acquired new parts must also be acquired.

Hansu Kim urged the Board to get moving on the sale of taxi medallions, especially for older and disabled drivers. He also expressed concern about losing good lenders. He urged the Board to get the Taxi Advisory Council together as soon as possible and to continue the town hall meetings.

Jane Bolig stated that assuming the taxi medallion program gets going it will have until December to prove itself. If it doesn't get underway by August, there will be nothing to analyze in December.

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(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Aimee Mousseau vs. CCSF, Superior Ct. #CGC9489128 filed on 6/5/09 for \$7,500
- B. Sean Kline vs. CCSF and BART, Superior Ct. #9481480 filed on 10/31/08 for \$25,000
- C. Azikiwee Anderson vs. CCSF, Unlitigated Claim#1002272 filed on 2/16/10 for \$36,479
- D. Imelda Torrente vs. CCSF, Superior Ct. #461332 filed on 3/20/07 for \$750,000

#### RESOLUTION 10-095

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – PARKING METER AREA 3 – Third Street, between Berry and King Streets.
- B. REVOKE – TOW-AWAY NO STOPPING ANYTIME – Third Street, west side, from Berry Street to 28 feet northerly.
- C. ESTABLISH – METERED YELLOW LOADING ZONE, AREA 3, 7 AM TO 10 PM, EVERYDAY – Third Street, west side, from 8 to 28 feet north of Berry Street.

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- H. ESTABLISH – NO PARKING ANYTIME – San Jose Avenue, west side, from 30th Street to 27 feet northerly (to go along with a new 7-foot wide sidewalk bulb).
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- N. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S AND Z, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY, 2-HOUR LIMIT – 200 block of Vicksburg Street, between 23rd and Elizabeth Streets. (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### RESOLUTION 10-096

(10.3) Authorizing the Executive Director/CEO to execute an Agreement for Payment of Funds with 949 Market Street Associates to accept a donation in the amount of \$200,000 to fund the planning and construction of various transit, pedestrian and bicycle safety improvements on Market Street between 5<sup>th</sup> and 6<sup>th</sup> Streets and on 5<sup>th</sup> Street between Market and Mission Streets. (Explanatory documents include a staff report, resolution and agreement.) (Bond Yee)

#### RESOLUTION 10-097

(10.4) Authorizing the Executive Director/CEO to execute a Memorandum of Understanding with MTC, the AC Transit, the Golden Gate Bridge Highway and Transportation District, BART, the City and County of San Francisco, acting by and through its Municipal Transportation Agency, SamTrans, VTA, and Caltrain for the future operation and maintenance of the Clipper<sup>SM</sup> Program.



(Explanatory documents include a staff report, resolution and attachment.) (Sonali Bose)

#### RESOLUTION 10-098

(10.5) Approving the amendment of the Collective Bargaining Agreement between the SFMTA and MEA, to extend its term to June 30, 2012 and implement the negotiated concessions. (Explanatory documents include a staff report, resolution and fiscal analysis.) (Debra Johnson)

#### RESOLUTION 10-099

(10.6) Approving the amendment of the Collective Bargaining Agreement between the SFMTA and IAM Local 1414, to implement negotiated concessions and extend its term to June 30, 2012. (Explanatory documents include a staff report, resolution and fiscal analysis.) (Debra Johnson)

#### RESOLUTION 10-100

(10.7) Approving the amendment of the Collective Bargaining Agreement between the SFMTA and SEIU, Local 1021 to extend its term to June 30, 2012 and implement the negotiated concessions. (Explanatory documents include a staff report, resolution and fiscal analysis.) (Debra Johnson)

#### RESOLUTION 10-101

On motion to approve the Consent Calendar:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

ABSENT - Heinicke

#### REGULAR CALENDAR

11. Public hearing and action to consider and authorize system-wide transit schedule improvements to restore Municipal Railway service to some bus routes and rail lines affected by the May 8, 2010 service changes. (Explanatory documents include a calendar item, resolution and service restoration details.) (John Haley)

John Haley, director, Transit Services, presented the staff report.

#### PUBLIC COMMENT:

Jack Saroyan spoke about the change to the terminus of the 30-Stockton line. It had always been at the corner of Broderick and Beach but since May, the terminus is at Chestnut and Divisadero. A terminus is a place to load and unload passengers and for an operator can take a break. There is no restroom at the new location for operators.



Fran Taylor stated that the public is not going to say no to restoring 50% of the service but they're not idiots. These aren't improvements. Ms. Taylor went to several town hall meetings where people said not to cut service but the SFMTA did anyway. The public doesn't trust the SFMTA.

Herbert Weiner stated that getting the cuts back now is better than getting it back later but the SFMTA has to address the amputations and decapitations that occurred as part of the TEP. The SFMTA should restore the 26-Valencia and the 2-Clement. This is fraudulent public relations but the public isn't fooled.

Frank Lara stated that people don't accept what they are being told and they didn't want service cuts or fare increases. People have had enough. They all need the lines. The saturation raids didn't stop because there was sympathy for the people who were being terrorized but because of public pressure.

Gloria Zelman stated that sometimes she has to wait for up to 30 minutes or she has to take a cab. She waits at Sutter and Stockton at night. It's too much and it's not right. The public deserves better service.

Eric Scott stated that prior to the service reductions he was comfortable attending events in the East Bay but now that service ends at 11 pm and there is less frequent owl service, he has a curfew. If everything can't be approved, at least approve the recommendation for the F-line and the owl service.

Alvin Sered stated that he was ordered off of a bus because the relief driver didn't show up. He wondered why the driver didn't let passengers know in advance so they could strategize about how to get where they're going. Technology could be used to assist passengers. The 31-Balboa line is crowded at Turk and Masonic.

Bob Planthold stated that people want as much service restored as possible. He takes issue with the statement that there won't be any further service changes until July 2012. There is a federal bill that would allow capital funds to be used for operational purposes. The silence of transit agencies supporting this is terrible. There is also a state ballot issue that would prevent raids on transit funds.

Marlene Tran stated that she had previously asked that the SFMTA not to change the number of the bus line and to keep the bus stops on Rutland. She requests that the SFMTA restore the other lines but also to restore those four transit hubs. She stated that she is glad to see the restoration of the 9X line. The language access issue needs to be addressed She tried to buy a Clipper card but the signs were only in English.

Chairman Nolan requested information regarding Senate Bill 3412.

On motion to approve:

ADOPTED: AYES – Lee, Nolan and Oka

NAYES – Beach

ABSENT - Heinicke

The motion failed adoption.

Director Beach stated that he would support the item if the resolution was amended to include language that makes the service restoration contingent upon adoption of the FY11/12 budget by the Board of Supervisors and the receipt of money from the Transportation Authority and the Metropolitan Transportation Commission.

On motion to rescind the previous vote:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

ABSENT - Heinicke

On motion to amend the resolution to accept the staff recommendation contingent on the Board of Supervisors' approval of the SFMTA's FY11/12 budget, approval of the \$7 million request by the Transportation Authority and receipt of the \$7 million from the Metropolitan Transportation Commission:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

ABSENT - Heinicke

## RESOLUTION 10-102

On motion to approve the resolution as amended:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

ABSENT - Heinicke

12. Approving and adopting amendments to Article 1100 of Division II of the Transportation Code, regulating Motor Vehicles for Hire, to require taxi drivers to accept credit cards, require taxi companies to cash credit card payments at no cost to drivers; provide a pro-rated Medallion Sale Transfer Fee schedule; and authorizing the SFMTA to waive Transportation Code Division II, Section 1106(p)(6), prohibiting color schemes from passing on credit card merchant account processing fees to taxi drivers under certain conditions. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

Christiane Hayashi, deputy director, Taxi Services presented the staff report.

## PUBLIC COMMENT:

Mark Gruberg stated this allows a charge to be passed onto the driver. This has been prohibited since the Mayor was a supervisor. There is nothing in the code that allows for the resolution to pass these charges along. Mr. Gruberg asked who would bear the brunt of the fee waiver. This tiny bone that is being given to the drivers is being taken away.

Carl Macmurdo stated that credit card fees escalated greatly for companies. The question is whether these fees are passed along to drivers or to the public. This makes sure that passengers pay the fee.

Dan Hinds stated that credit cards affect his company. Drivers used to deal with "knuckle-busters". The industry came together to fund a debit card project and give all drivers and customers credit-card capability. The popularity of these devices has created significant costs. Companies are looking for an opportunity to recoup costs.

Jane Bolig stated that for years, credit card costs have not been that great but with more companies installing credit card machines, the costs have gone higher than anyone could have anticipated. Credit cards are a benefit to drivers and customers and people are willing to pay a fee for the convenience.

Hansu Kim stated that the SFMTA has been moving toward a medallion plan that has foundered for years. The SFMTA has been successful with the paratransit debit card program. Installing a credit card reader in every vehicle is beneficial for customers. Transaction costs are enormous. The question is what the best way is to recover these fees. This pilot program is a way to evaluate the many options.

## RESOLUTION 10-103

On motion to approve:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

ABSENT - Heinicke

13. Adopting amendments to Section 1109(e) of Division II of the San Francisco Transportation Code acknowledging the SFMTA's right to decide that some or all Medallions purchased under the Pilot Program are no longer transferable; provide for SFMTA purchase of such Medallions; and provide for repayment of any outstanding loan. (Explanatory documents include a staff report, resolution and amendment.) (Debra Johnson)

Item 13 was removed from the agenda at the request of staff.

14. Presentation and Discussion regarding the Controller's audit of the City of San Francisco Japan Center Garage Corporation. (Explanatory documents include the audit.) (Bond Yee)



Tonia Lediju, director of Audits, Controller's Office, presented the staff report.

No public comment.

15. Presentation and discussion of the plans for a new Transbay Terminal. (Explanatory documents include a slide presentation.) (Bond Yee)

Bob Beck and Randy Volenec, Transbay Joint Powers Authority, presented the staff report.

No public comment.

16. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Heinicke-absent).

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 3:12 p.m.

##### 2. Roll Call

Present: Cameron Beach

Jerry Lee

Tom Nolan

Bruce Oka

Absent: Malcolm Heinicke – with notification

Also present: Nathaniel Ford, executive director/CEO

Roberta Boomer, board secretary

Debra A. Johnson, director, Administration, Taxis and Accessible Services

John Haley, director, Transit Services

Bond Yee, director, Sustainable Streets

Sonali Bose, director, Finance and Information Technology

Reginald Mason, director, Safety and Training

Nita Rabe-Uyeno, manager, Parking Operations

John Sadorra, acting director, Capital Projects and Construction

Robin Reitzes, deputy city attorney



Rob Stone, deputy city attorney  
David Greenburg, deputy city attorney  
Ashley Yueh, student legal intern, City Attorney's Office  
Devin Kinyon, student legal intern, City Attorney's Office  
Veronique Millon, student legal intern, City Attorney's Office

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Tina & Tatjana Rmus vs. CCSF, Superior Ct. #9488638 filed on 5/22/09 for \$225,000

RESOLUTION 10-104

On motion to approve:

ADOPTED: AYES – Beach, Lee, Nolan and Oka

ABSENT - Heinicke

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

ED/CEO Ford, Chief Operating Officer Haley and Chief Safety Officer Mason were not present.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU Local 250-A and TWU Local 200

To discuss:

X Wages  
X Hours  
X Benefits  
X Working Conditions  
X Other

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:28 p.m.

17. Announcement of Closed Session.

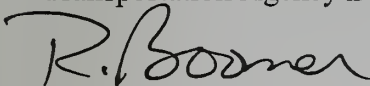
Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss Rmus vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case (Heinicke-absent). The Board also discussed anticipated litigation and held a conference with their labor negotiator but took no action.

18. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Heinicke-absent).

ADJOURN - The meeting was adjourned at 4:30 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

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**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS AND  
PARKING AUTHORITY COMMISSION**

**NOTICE OF MEETING AND CALENDAR**

Tuesday, August 3, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

SFMTA BOARD OF DIRECTORS and  
PARKING AUTHORITY COMMISSION

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

JUL 30 2010

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

- July 6, 2010 SFMTA Board Regular Meeting
- March 2, 2010 Parking Authority Commission Regular Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

- Special Recognition Awards
- FY2011 and FY 2012 Revised Operating Budget
- Report on the Inventory of Capital Assets and the "State of Good Repair" program
- Ongoing Activities

8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. John Johnson vs. CCSF, Superior Ct. #CGC8481024 filed on 10/17/08 for \$1,000
- B. Kathleen Balles vs. CCSF, Superior Ct. #CGC7466199 filed on 8/17/07 for \$5,000
- C. Anthony Fisher vs. CCSF, Superior Ct. #490974 filed on 7/31/09 for \$15,000
- D. Jessie Carr & Theresa Stanchell vs. CCSF, Superior Ct. #CGC9484661 filed on 2/3/09 for \$20,000
- E. Veleria Holland vs. CCSF, Superior Ct. #9484915 filed on 2/11/09 for \$20,000
- F. Holly Del Rosso and Krystal McAhren vs. CCSF, Superior Ct. #CGC9493642 filed on 10/22/09 for \$25,000
- G. Manuel Martinez vs. CCSF, Superior Ct. #CGC3424972 filed on 10/10/03 for \$25,000
- H. Kathryn Correia vs. CCSF, Superior Ct. #489890 filed on 6/29/08 and Andrew Sisneros, vs. CCSF, Superior Ct. #489802 filed on 7/25/09 for 43,000
- I. Mohammad Alsaiddi vs. CCSF, Caltrans, Superior Ct. #CGC8458235 filed on 5/21/08 for \$50,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – BLUE ZONE – 3100 Mission Street, west side, at parking meter #3104.
- B. REVOKE – (NON-COMPLIANT) BLUE ZONE – 3120 Mission Street, west side, from 0 feet to 44 feet, north of meter stall #3118.
- C. REVOKE – SIX WHEEL METERED LOADING ZONE – “100” Steuart Street, west side, at parking meter #108.
- D. ESTABLISH – BLUE ZONE – “100” Steuart Street, at parking meter #108.
- E. REVOKE – (NON-COMPLIANT) BLUE ZONE – “198” Steuart Street, west side, from 8 feet to 33 feet north of Howard Street.
- F. ESTABLISH – SIX WHEEL METERED LOADING ZONE, 7AM TO 11AM, 30-MINUTE TIME LIMIT, MONDAY THROUGH FRIDAY – “198” Steuart Street, from 8 feet to 33 feet north of Howard Street.
- G. REVOKE – (NON-COMPLIANT) BLUE ZONE – “58” Spear Street, west side, from 0 feet to 18 feet north of parking meter #76.
- H. ESTABLISH – METERED LOADING ZONE, 7AM TO 6PM, 30-MINUTE LIMIT, MONDAY THROUGH SATURDAY – “58” Spear Street, from 0 feet to 18 feet north of parking meter #76.
- I. ESTABLISH – BLUE ZONE – “99” Mission Street, south side, at parking meter #47.
- J. ESTABLISH -- NO PARKING, 10 PM TO 6 AM, DAILY – Tennessee Street, west side, between 23rd and 24th Streets.
- K. ESTABLISH – BUS ZONE – 24th Street, north side, from Potrero Street to 75 feet easterly.
- L. RESCIND – NO PARKING, 9AM – 6PM, MONDAY to FRIDAY – Holloway Avenue, north side, from Monticello Street to Alviso Street; Holloway Avenue, north side, from De Soto Street to Victoria Street; and Holloway Avenue, north side, from Victoria Street to Head Street.
- M. ESTABLISH – NO PARKING FOR STREET CLEANING, 1PM – 3PM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, north side, from Monticello Street to Alviso Street; Holloway Avenue, north side, from De Soto Street to Victoria Street, and Holloway Avenue, north side, from Victoria Street to Head Street.



- N. RESCIND – NO PARKING, 9AM – 6PM, MONDAY to FRIDAY – Holloway Avenue, north side, from 35 feet east of Monticello Street to 41 feet west of Alviso Street.
- O. ESTABLISH – 2 HR PARKING, 8AM – 6PM, MONDAY TO FRIDAY, EXCEPT AREA “H” PERMITS – Holloway Avenue, north side, from 35 feet east of Monticello Street to 41 feet west of Alviso Street.
- P. RESCIND – NO PARKING, 9AM – 6PM, MONDAY to FRIDAY – Holloway Avenue, north side, from Lunado Way to Monticello Street; Holloway Avenue, north side, from Monticello Street to 35 easterly; Holloway Avenue, north side, from Alviso Street to 42 feet westerly; Holloway Avenue, north side, from Alviso Street to Borica Street; Holloway Avenue, north side, from Borica Street to Corona Street; Holloway Avenue, north side, from Corona Street to De Soto Street; Holloway Avenue, north side, from De Soto Street to 26 feet easterly; Holloway Avenue, north side, from Head Street to 21 feet westerly; and Holloway Avenue, north side, from Head Street to Ashton Avenue.
- Q. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, north side, from Lunado Way to Monticello Street; Holloway Avenue, north side, from Monticello Street to 35 easterly; Holloway Avenue, north side, from Alviso Street to 42 feet westerly; Holloway Avenue, north side, from Alviso Street to Borica Street; Holloway Avenue, north side, from Borica Street to Corona Street; Holloway Avenue, north side, from Corona Street to De Soto Street; Holloway Avenue, north side, from De Soto Street to 26 feet easterly; Holloway Avenue, north side, from Head Street to 21 feet westerly; and Holloway Avenue, north side, from Head Street to Ashton Avenue.
- R. RESCIND – NO PARKING FOR STREET CLEANING, 9AM – 11AM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, south side, from Ramsell Street to 82 feet westerly; Holloway Avenue, south side, from Ramsell Street to Victoria Street; Holloway Avenue, south side, from Victoria Street to Head Street; and Holloway Avenue, south side, from Head Street to 8 feet easterly.
- S. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Ramsell Street to 82 feet westerly; Holloway Avenue, south side, from Ramsell Street to Victoria Street; Holloway Avenue, south side, from Victoria Street to Head Street; and Holloway Avenue, south side, from Head Street to 8 feet easterly.
- T. RESCIND – RED ZONE – Holloway Avenue, south side, from Monticello Street to 23 feet westerly.
- U. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Monticello Street to 23 feet westerly.
- V. RESCIND – 2-HOUR PARKING, 8 AM TO 4 PM, MONDAY THROUGH FRIDAY, RESIDENTIAL PERMIT PARKING AREA H – Holloway Avenue, south side, from Monticello Street to Byxbee Street.
- W. RESCIND – NO PARKING FOR STREET CLEANING, 9AM – 11AM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, south side, from Monticello Street to Byxbee Street.
- X. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Monticello Street to Byxbee Street.
- Y. RESCIND – NO PARKING FOR STREET CLEANING, 9AM – 11AM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, south side, from Byxbee Street to 22 feet easterly.



- Z. RESCIND – 1-HOUR PARKING, 8 AM TO 4 PM, MONDAY THROUGH FRIDAY, RESIDENTIAL PERMIT PARKING AREA H – Holloway Avenue, south side, from Byxbee Street to 22 feet easterly.
- AA. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Byxbee Street to 22 feet easterly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to execute a loan agreement with the Metropolitan Transportation Commission for \$22 million of Congestion Mitigation and Air Quality Improvement funding to be repaid by the SFMTA over a five-year period and authorizing the expenditure of \$22 million of CMAQ funding to expand the scope of SF*park* pilot projects. (Explanatory documents include a staff report, resolution and loan agreement.) (Sonali Bose)

(10.4) Authorizing the Executive Director/CEO to seek blanket approval from the Board of Supervisors to enter into grant agreements with Bay Area Air Quality Management District for bicycle projects where the term of such agreements would be in excess of ten years. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.5) Authorizing the Executive Director/CEO transfer \$215,200 from the SFMTA Operating fund to the SFMTA Revolving Fund. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.6) Authorizing the Executive Director/CEO to proceed with a program of advertising in parking garages under the jurisdiction of the San Francisco Municipal Transportation Agency and the Parking Authority Commission, commencing with a test program in five garages, and, if successful, would be expanded to other garages. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.7) Acting as the Parking Authority Commission, authorizing the Executive Director/CEO, as the authorized representative of the Parking Authority to proceed with a program of advertising in parking garages under the jurisdiction of the SFMTA and the Parking Authority Commission, commencing with a test program in five garages, and, if successful, would be expanded to other garages. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.8) Authorizing the Executive Director/CEO to execute an Industrial Gross Lease with Zocalo Properties to relocate the Paint, Sign, Meter and Signal shops from their current facilities to 1508 Bancroft. (Explanatory documents include a staff report, resolution and lease.) (Sonali Bose)

(10.9) Adopting the proposed federal fiscal year 2011-2013 Overall Goal of 22 percent for participation by Disadvantaged Business Enterprises in contracts financed with assistance from the Federal Transit Administration. (Explanatory documents include a staff report, resolution and methodology.) (Debra Johnson)

(10.10) Authorizing the Executive Director/CEO to execute an Agreement with CityPass for the Marketing and Sale of Fare Media for a five-year term with two options for an additional two years each. (Explanatory documents include a staff report, resolution and agreement.) (Sonali Bose)

(10.11) Appointing Terrie Williams, manager, Budget and Grants to the Board of Trustees for the Transportation Workers Union-San Francisco Municipal Railway Trust Fund. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

## REGULAR CALENDAR

### SPECIAL ORDER – 1:00 PM

11. Adopting amendments to Article 1100 of Division II of the San Francisco Transportation Code to specify SFMTA obligations medallion purchasers and lenders that have financed medallions in the event that the Board decides that some or all medallions purchased under the Taxi Medallion Sales Pilot Program are no longer transferable; clarify certain procedures regarding a lender's perfection of a security interest and foreclosure of a medallion loan, and provide for continued operation of suspended medallions during the period of suspension, including allocation of monthly medallion payments to the Driver Fund. (Explanatory documents include a staff report, resolution and amendment.) (Debra Johnson)

12. Authorizing the Executive Director/CEO to execute Contract CS-156, Agency Capital Program Controls System Procurement and Related Support Services with Hill International for an amount not to exceed \$22,268,541 and for a term not to exceed eight years. (Explanatory documents include a staff report, resolution, financial plan and contract (Carter Rohan)

13. Approving the Relocation Impact Study and Last Resort Housing Plan for the Central Subway Project. (Explanatory documents include a staff report, resolution, study and plan.) (Sonali Bose)

14. Fixing the wage schedule for Transit Operators, classification 9163 as \$29.52 per hour as of July 1, 2010, the level in place of June 30, 2010. (Explanatory documents include a staff report and resolution.) (Debra Johnson)

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

## CLOSED SESSION

1. Call to Order
2. Roll Call
3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the

Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

16. Announcement of Closed Session.

17. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS AND  
PARKING AUTHORITY COMMISSION

MINUTES

Tuesday, August 3, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

SEP - 3 2010

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 12:02 p.m.

### 2. Roll Call

Present: Cameron Beach  
Malcolm Heinicke – Absent at Roll Call  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

On motion to approve the minutes of the July 6, 2010 SFMTA Board Regular Meeting: unanimously approved (Heinicke-absent).

On motion to approve the minutes of the March 2, 2010 Parking Authority Commission Regular Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

Chairman Nolan stated that there was a special order for 1:00 pm which would be called as close to the time as possible. He also announced that the Board would be holding a workshop on September 21.

### 6. Introduction of New or Unfinished Business by Board Members

Director Heinicke stated he would like to see a proposal that would allow more taxi drivers during peak time periods. Chairman Nolan asked staff to review the priorities for the Taxi Services division for the coming year with the Board.

Director Beach requested an update regarding parking permits for staff and other city departments.

## 7. Executive Director's Report (For discussion only)

- Special Recognition Awards
- FY 2011 and FY 2012 Revised Operating Budget
- Report on the Inventory of Capital Assets and the "State of Good Repair" program
- Ongoing Activities

ED/CEO Ford presented special recognition awards to Archimedes Rivera, transit operator, Green Division; Melody Martin, transit operator, Green Division; Christine Cayabyab, personnel analyst, Personnel and Labor Relations and Cherylynn Norona, personnel analyst, Personnel and Labor Relations.

Exec. Director/CEO Ford reviewed the status of the relocation of vehicles to the temporary Transbay Terminal and the installation of new automatic fare collection equipment.

Chief Financial Officer Sonali Bose reviewed the status of the FY2011 and FY2012 revised operating budget.

Darton Ito, manager, Capital Planning, presented the Capital Asset Inventory and State of Good Repair program.

Director Heinicke requested that the next report provide information regarding how the state of SFMTA vehicles is impacting service.

John Haley, chief operating officer, reviewed the service restoration plan for September 4.

### PUBLIC COMMENT:

Peter Witt stated that he was here to help and not hurt. He wants to help save money. He has done a survey every year for the past 13 years. The survey he produced will save the MTA money. It has a 92% return rate. BART did a survey as well. Taxis have a mandate for on time service. Mr. Witt stated that he not a team player for the SFMTA but is for his customers, taxi drivers and the public.

## 8. Citizens' Advisory Council Report

No report.

## 9. Public Comment

Martin MacClain stated that he has experienced a situation where a Residential Parking Permit was being abused by the agents of the Department of Parking and Traffic. He inquired about tickets that he has received for parking in a two hour zone, after 4pm and when the time expires

at 6pm. (Exec. Director/CEO Ford asked Director of Transit Services John Haley to speak with Mr. MacClain.)

Jamie Whitaker, President Rincon Hill Neighborhood Association, expressed appreciation for the additional bike racks. While he appreciates the temporary Transbay Terminal because it will increase safety in the neighborhood, the additional right turn on Folsom will increase the possibility of pedestrian injuries. He asked the SFMTA to pay attention to pedestrian safety in the area especially for children.

Mark Gleason, Teamsters 665, spoke about the conditions and concerns that tire installers who work for an SFMTA subcontractor, Bridgestone brought to their attention. These workers describe sub-par conditions. They are paid below market rate for tire installers and they don't have access to medical benefits and sick pay. He asked someone in authority to look into the situation.

Herbert Weiner stated that the noise level and traffic congestion created by the change to the 2 Clement terminus is horrendous. The change was senseless. Staff never consulted with medical personnel about the impact to seniors or people who are medically ill about the impact of having to walk to the 1 California line. He asked the Board to restore prior service to the area.

Mark Gruberg stated that there new Taxi Advisory Council appointed by Mr. Ford doesn't have a single representative from United Taxicab Workers. UTW has been involved in every major taxi issue over the past 20 years and other taxi organizations have appointees. There is not a single driver with better credentials than Rua Graffis. He can't fathom why she wouldn't have been appointed except for retaliation because UTW was opposed to the medallion sales program. This committee is structurally imbalanced towards cab companies.

Khagendra stated that the Taxi Advisory Council must have real representation for drivers and questioned how those who were appointed represented drivers or if they were real drivers. He added that Tariq Mehmood's application was ignored.

Peter Witt stated that concerted efforts are born to fail. Bruce Schaller, who was hired by the former Taxi Commission, had recommended that a taxi survey be done. The Controller refused the Taxi Commission's offer to conduct a second survey. He inquired about the mandate for Muni's on time performance. Mr. Witt provided a blank 2010 Taxi Customer Survey form to the Board.

Tariq Mehmood stated that Ms. Hayashi has a conflict of interest. She forced a lender from New York to not participate and got Jordanna Thigpen out. He questioned the Taxi Advisory Council selection process and thinks that questionable things were being done. He also questioned the driver representatives' ability to represent drivers.



THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

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- B. Kathleen Balles vs. CCSF, Superior Ct. #CGC7466199 filed on 8/17/07 for \$5,000
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- I. Mohammad Alsaidi vs. CCSF, Caltrans, Superior Ct. #CGC8458235 filed on 5/21/08 for \$50,000

#### RESOLUTION 10-105

Director Heinicke requested that Item 10.1 be severed. He expressed concern about safety concerns and asked for additional information about the Correia case.

On motion to approve Item 10.1:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – BLUE ZONE – 3100 Mission Street, west side, at parking meter #3104.
- B. REVOKE – (NON-COMPLIANT) BLUE ZONE – 3120 Mission Street, west side, from



0 feet to 44 feet, north of meter stall #3118.

- C. REVOKE – SIX WHEEL METERED LOADING ZONE – “100” Steuart Street, west side, at parking meter #108.
- D. ESTABLISH – BLUE ZONE – “100” Steuart Street, at parking meter #108.
- E. REVOKE – (NON-COMPLIANT) BLUE ZONE – “198” Steuart Street, west side, from 8 feet to 33 feet north of Howard Street.
- F. ESTABLISH – SIX WHEEL METERED LOADING ZONE, 7AM TO 11AM, 30-MINUTE TIME LIMIT, MONDAY THROUGH FRIDAY – “198” Steuart Street, from 8 feet to 33 feet north of Howard Street.
- G. REVOKE – (NON-COMPLIANT) BLUE ZONE – “58” Spear Street, west side, from 0 feet to 18 feet north of parking meter #76.
- H. ESTABLISH – METERED LOADING ZONE, 7AM TO 6PM, 30-MINUTE LIMIT, MONDAY THROUGH SATURDAY – “58” Spear Street, from 0 feet to 18 feet north of parking meter #76.
- I. ESTABLISH – BLUE ZONE – “99” Mission Street, south side, at parking meter #47.
- J. ESTABLISH -- NO PARKING, 10 PM TO 6 AM, DAILY – Tennessee Street, west side, between 23rd and 24th Streets.
- K. ESTABLISH – BUS ZONE – 24th Street, north side, from Potrero Street to 75 feet easterly.
- L. RESCIND – NO PARKING, 9AM – 6PM, MONDAY to FRIDAY – Holloway Avenue, north side, from Monticello Street to Alviso Street; Holloway Avenue, north side, from De Soto Street to Victoria Street; and Holloway Avenue, north side, from Victoria Street to Head Street.
- M. ESTABLISH – NO PARKING FOR STREET CLEANING, 1PM – 3PM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, north side, from Monticello Street to Alviso Street; Holloway Avenue, north side, from De Soto Street to Victoria Street, and Holloway Avenue, north side, from Victoria Street to Head Street.
- N. RESCIND – NO PARKING, 9AM – 6PM, MONDAY to FRIDAY – Holloway Avenue, north side, from 35 feet east of Monticello Street to 41 feet west of Alviso Street.
- O. ESTABLISH – 2 HR PARKING, 8AM – 6PM, MONDAY TO FRIDAY, EXCEPT AREA “H” PERMITS – Holloway Avenue, north side, from 35 feet east of Monticello Street to 41 feet west of Alviso Street.
- P. RESCIND – NO PARKING, 9AM – 6PM, MONDAY to FRIDAY – Holloway Avenue, north side, from Lunado Way to Monticello Street; Holloway Avenue, north side, from Monticello Street to 35 easterly; Holloway Avenue, north side, from Alviso Street to 42 feet westerly; Holloway Avenue, north side, from Alviso Street to Borica Street; Holloway Avenue, north side, from Borica Street to Corona Street; Holloway Avenue, north side, from Corona Street to De Soto Street; Holloway Avenue, north side, from De Soto Street to 26 feet easterly; Holloway Avenue, north side, from Head Street to 21 feet westerly; and Holloway Avenue, north side, from Head Street to Ashton Avenue.
- Q. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, north side, from Lunado Way to Monticello Street; Holloway Avenue, north side, from Monticello Street to 35 easterly; Holloway Avenue, north side, from Alviso Street to 42 feet westerly; Holloway Avenue, north side, from Alviso Street to Borica Street;

Holloway Avenue, north side, from Borica Street to Corona Street; Holloway Avenue, north side, from Corona Street to De Soto Street; Holloway Avenue, north side, from De Soto Street to 26 feet easterly; Holloway Avenue, north side, from Head Street to 21 feet westerly; and Holloway Avenue, north side, from Head Street to Ashton Avenue.

- R. RESCIND – NO PARKING FOR STREET CLEANING, 9AM – 11AM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, south side, from Ramsell Street to 82 feet westerly; Holloway Avenue, south side, from Ramsell Street to Victoria Street; Holloway Avenue, south side, from Victoria Street to Head Street; and Holloway Avenue, south side, from Head Street to 8 feet easterly.
- S. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Ramsell Street to 82 feet westerly; Holloway Avenue, south side, from Ramsell Street to Victoria Street; Holloway Avenue, south side, from Victoria Street to Head Street; and Holloway Avenue, south side, from Head Street to 8 feet easterly.
- T. RESCIND – RED ZONE – Holloway Avenue, south side, from Monticello Street to 23 feet westerly.
- U. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Monticello Street to 23 feet westerly.
- V. RESCIND – 2-HOUR PARKING, 8 AM TO 4 PM, MONDAY THROUGH FRIDAY, RESIDENTIAL PERMIT PARKING AREA H – Holloway Avenue, south side, from Monticello Street to Byxbee Street.
- W. RESCIND – NO PARKING FOR STREET CLEANING, 9AM – 11AM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, south side, from Monticello Street to Byxbee Street.
- X. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Monticello Street to Byxbee Street.
- Y. RESCIND – NO PARKING FOR STREET CLEANING, 9AM – 11AM, FIRST AND THIRD WEDNESDAY OF MONTH – Holloway Avenue, south side, from Byxbee Street to 22 feet easterly.
- Z. RESCIND – 1-HOUR PARKING, 8 AM TO 4 PM, MONDAY THROUGH FRIDAY, RESIDENTIAL PERMIT PARKING AREA H – Holloway Avenue, south side, from Byxbee Street to 22 feet easterly.
- AA. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from Byxbee Street to 22 feet easterly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

#### RESOLUTION 10-106

Item 10.2 K was severed by a member of the public.

#### PUBLIC COMMENT on Item 10.2K:

Charles Riggs questioned the 10 Townsend bus line. He urged the SFMTA to move expeditiously to address the issue. He added that a recently installed restroom has become an eyesore and smells.

On motion to approve item 10.2 K:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

Following public comment and approval of item 10.2, a member of the public asked to speak about Item 10.2J.

PUBLIC COMMENT on Item 10.2J:

Bill Slatkin expressed support for establishing no parking on Tennessee at night. This will help to discourage drug dealers who park in the area at night.

(10.3) Authorizing the Executive Director/CEO to execute a loan agreement with the Metropolitan Transportation Commission for \$22 million of Congestion Mitigation and Air Quality Improvement funding to be repaid by the SFMTA over a five-year period and authorizing the expenditure of \$22 million of CMAQ funding to expand the scope of SF*park* pilot projects. (Explanatory documents include a staff report, resolution and loan agreement.) (Sonali Bose)

RESOLUTION 10-107

(10.4) Authorizing the Executive Director/CEO to seek blanket approval from the Board of Supervisors to enter into grant agreements with Bay Area Air Quality Management District for bicycle projects where the term of such agreements would be in excess of ten years. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

RESOLUTION 10-108

(10.5) Authorizing the Executive Director/CEO transfer \$215,200 from the SFMTA Operating fund to the SFMTA Revolving Fund. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

RESOLUTION 10-109

(10.6) Authorizing the Executive Director/CEO to proceed with a program of advertising in parking garages under the jurisdiction of the San Francisco Municipal Transportation Agency and the Parking Authority Commission, commencing with a test program in five garages, and, if successful, would be expanded to other garages. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

RESOLUTION 10-110



(10.7) Acting as the Parking Authority Commission, authorizing the Executive Director/CEO, as the authorized representative of the Parking Authority to proceed with a program of advertising in parking garages under the jurisdiction of the SFMTA and the Parking Authority Commission, commencing with a test program in five garages, and, if successful, would be expanded to other garages. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

#### RESOLUTION 10-111

(10.8) Authorizing the Executive Director/CEO to execute an Industrial Gross Lease with Zocalo Properties to relocate the Paint, Sign, Meter and Signal shops from their current facilities to 1508 Bancroft. (Explanatory documents include a staff report, resolution and lease.) (Sonali Bose)

#### RESOLUTION 10-112

(10.9) Adopting the proposed federal fiscal year 2011-2013 Overall Goal of 22 percent for participation by Disadvantaged Business Enterprises in contracts financed with assistance from the Federal Transit Administration. (Explanatory documents include a staff report, resolution and methodology.) (Debra Johnson)

#### RESOLUTION 10-113

(10.10) Authorizing the Executive Director/CEO to execute an Agreement with CityPass for the Marketing and Sale of Fare Media for a five-year term with two options for an additional two years each. (Explanatory documents include a staff report, resolution and agreement.) (Sonali Bose)

#### RESOLUTION 10-114

(10.11) Appointing Terrie Williams, manager, Budget and Grants to the Board of Trustees for the Transportation Workers Union-San Francisco Municipal Railway Trust Fund. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

#### RESOLUTION 10-115

No public comment.

On motion to approve the Consent Calendar (Items 10.1 and 10.2K severed):

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka



## REGULAR CALENDAR

### SPECIAL ORDER – 1:00 PM

11. Adopting amendments to Article 1100 of Division II of the San Francisco Transportation Code to specify SFMTA obligations medallion purchasers and lenders that have financed medallions in the event that the Board decides that some or all medallions purchased under the Taxi Medallion Sales Pilot Program are no longer transferable; clarify certain procedures regarding a lender's perfection of a security interest and foreclosure of a medallion loan, and provide for continued operation of suspended medallions during the period of suspension, including allocation of monthly medallion payments to the Driver Fund. (Explanatory documents include a staff report, resolution and amendment.) (Debra Johnson)

Speakers opposed to the item: Mark Gruberg and Peter Witt.

Speakers in support of the item: Jim Gillespie, Jane Bolig, Hansu Kim, Carl Macmurdo, Tariq Mehmood, Barry Korengold, and Ed Healy.

### RESOLUTION 10-116

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

12. Authorizing the Executive Director/CEO to execute Contract CS-156, Agency Capital Program Controls System Procurement and Related Support Services with Hill International for an amount not to exceed \$22,268,541 and for a term not to exceed eight years. (Explanatory documents include a staff report, resolution, financial plan and contract (Carter Rohan)

Items 11 and 12 were called together.

No public comment.

Carter Rohan, senior director, Capital Programs and Construction, presented the staff report.

### RESOLUTION 10-117

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

13. Approving the Relocation Impact Study and Last Resort Housing Plan for the Central Subway Project. (Explanatory documents include a staff report, resolution, study and plan.) (Sonali Bose)

No public comment.

#### RESOLUTION 10-118

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

14. Fixing the wage schedule for Transit Operators, classification 9163 as \$29.52 per hour as of July 1, 2010, the level in place of June 30, 2010. (Explanatory documents include a staff report and resolution.) (Debra Johnson)

No public comment.

#### RESOLUTION 10-119

On motion to approve:

ADOPTED: AYES – Beach, Heinicke, Lee, Nolan and Oka

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

##### CLOSED SESSION

##### 1. Call to Order

Chairman Nolan called the closed session to order at 2:54 p.m.

##### 2. Roll Call

Present: Cameron Beach

Jerry Lee

Tom Nolan

Bruce Oka

Absent: Malcolm Heinicke (recused)

Also present: Roberta Boomer, board secretary  
Miriam Morley, deputy city attorney  
Bond Yee, director, Sustainable Streets  
Virginia Harmon, manager, Equal Opportunity Office

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:05 p.m.

16. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss anticipated litigation with the City Attorney. The Board of Directors took no action.

17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Heinicke-absent).

ADJOURN - The meeting was adjourned at 3:06 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, September 7, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
12 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

SEP - 3 2010

SAN FRANCISCO  
PUBLIC LIBRARY

## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order ,
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - August 3, 2010 Regular Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Special Recognition Awards
  - Ongoing Activities
    - Update on ARRA projects
    - St. Francis Circle
    - Service Restoration Plan
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.



(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Concepcion Lima vs. CCSF, Superior Ct. #8473934 filed on 10/27/08 for \$5,750
- B. Tricia Cohen vs. Sean Quinn and CCSF, Superior Ct. #CGC9490360 filed on 7/13/09 for \$6,000
- C. Ethan Belding vs. CCSF, Superior Ct. #499181 filed on 4/28/10 for \$10,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Sutter Street, north side, from approximately 116 feet to 134 feet of Jones Street.
- B. REVOKE – NO PARKING, 7AM-9AM-SCHOOL DAYS, REVOKE – 10-MINUTE PARKING, 3PM-6PM, SCHOOL DAYS – 275 Fell Street, south side, 45 feet to 105 feet, east of Gough Street – meters #233, #235, and #237.
- C. ESTABLISH – NO PARKING, 7AM-9AM-SCHOOL DAYS, ESTABLISH – 10-MINUTE PARKING, 3PM-6PM, SCHOOL DAYS – 275 Fell Street, south side, 26 feet to 131 feet, east of Gough Street – meters #231, #235, #237, #241.
- D. REVOKE – SCHOOL BUS LOADING ZONE, 1:30 PM - 6 PM, SCHOOL DAYS – “153” Oak Street, south side, from 169 feet to 269 feet west of Franklin Street – meters #123, #125, #127, #129 and #131.
- E. ESTABLISH – NO PARKING, 7 AM - 8:30 AM, SCHOOL DAYS, ESTABLISH – 10-MINUTE PARKING, 8:30 AM - 9:30 AM, SCHOOL DAYS, ESTABLISH SCHOOL BUS LOADING ZONE, 1:30 PM - 6 PM, SCHOOL DAYS – “153” Oak Street, south side, from 169 feet to 269 feet west of Franklin Street – meters #123, #125, #127, #129 and #131.
- F. EXTEND – BUS ZONE – Chestnut St., south side, from 64 feet to 82 feet west of Fillmore St.
- G. ESTABLISH – YIELD SIGNS – Yielding southbound El Camino Del Mar to westbound Point Lobos Avenue and yielding westbound Point Lobos Avenue to northbound El Camino Del Mar.
- H. ESTABLISH – STOP SIGN – Stopping Geary Boulevard at 48<sup>th</sup> Avenue.
- I. ESTABLISH – STOP SIGN – Stopping Sutro Heights Avenue at 46<sup>th</sup> Avenue.
- J. ESTABLISH – RIGHT ONTO MARKET STREET ONLY – Brady Street, northbound, at Market Street.
- K. RESCIND – PARKING METERS, 30-MINUTE TIME LIMIT, AREA 2, 7AM-6PM MONDAY – SATURDAY – South Van Ness Avenue, east side, from 122 feet south of Market Street to 280 feet south of Market Street. ESTABLISH – PARKING METERS, 1-HOUR TIME LIMIT, AREA 2, 7AM-6PM MONDAY – SATURDAY – South Van Ness Avenue, east side, from 122 feet south of Market Street to 280 feet south of Market Street.
- L. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10 PM, DAILY – Bluxome Street, south side, from 6th Street to 275 feet easterly.
- M. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Jessie Street, south side, from 10th Street to 47 feet easterly; Jessie Street, south side, from 67 feet east of 10th Street to 9th Street.
- N. ESTABLISH – STOP SIGNS – Stopping Rivera Street at 20th Avenue.
- O. ESTABLISH – NO PARKING ANYTIME EXTENSION – Butte Place, west side, from 98 feet south of Brannan Street to 24 feet southerly.
- P. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA R, 2-HOUR LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – Laguna Street, both sides, between Grove and



Ivy Streets.

- Q. ESTABLISH -- RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – Market St., south side, between Hattie and Storrie Sts.
- R. ESTABLISH -- RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – Liberty St., both sides, between Church and Dolores St.
- S. RESCIND - NO PARKING ANYTIME – Moss Street, east side, from Howard Street to 65 feet southerly. ESTABLISH - NO PARKING ANYTIME – Moss Street, west side, from Howard Street to 95' southerly.
- T. ESTABLISH - STOP SIGN – Stopping eastbound Yorba Street at 37th Avenue.
- U. TRAFFIC ISLAND – INSTALL – Santa Clara Avenue, immediately west of Monterey Blvd and San Anselmo Avenue. SIDEWALK BULBS – INSTALL – Santa Clara Avenue, immediately west of Monterey Blvd and San Anselmo Avenue. ESTABLISH -- TOW-AWAY, NO STOPPING ANYTIME – Santa Clara Avenue, east side, from San Anselmo Avenue to 109' northerly. Santa Clara Avenue, west side, from Monterey Boulevard to 107' northerly.
- V. ESTABLISH – STOP SIGNS – Stopping College Avenue at Saint Mary's Avenue and stopping Marsily Street at Saint Mary's Avenue.
- W. ESTABLISH -- RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR PARKING, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 800 block of Church Street, both sides, between Liberty and 21<sup>st</sup> Streets.
- X. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA U (ELIGIBILITY TO PURCHASE PERMIT ONLY) - 1421 Howard Street.
- Y. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Coleridge Street, west side, from 2 feet to 27 feet south of the southerly property line for #88 Coleridge Street.
- Z. ESTABLISH – TOW-AWAY, NO PARKING, MIDNIGHT TO 5 AM, DAILY – Illinois Street, east side, from 25<sup>th</sup> to Cesar Chavez streets and 25<sup>th</sup> Streets, south side, from Illinois Street to its eastern terminus.
- AA. ESTABLISH – NO U-TURN, 9AM TO 10AM AND 3PM TO 4PM, SCHOOL DAYS – Vicente Street at 41<sup>st</sup> Avenue, eastbound, Vicente Street at 42<sup>nd</sup> Avenue, westbound, Wawona Street at 40<sup>th</sup> Avenue eastbound, Wawona Street at 41<sup>st</sup> Avenue, westbound and eastbound, and Wawona Street at 42<sup>nd</sup> Avenue, westbound. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to accept and expend \$3,920,000 in Transportation for Livable Communities grant funds for the Phelan Loop Public Plaza and the Market and Haight Street Transit and Improvements Projects. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.4) Authorizing the Executive Director/CEO to execute the Third Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to extend the term of the contract by 90 days, modify the scope of services with respect to trip generation data, reports and meetings, and increase the contract amount by \$16,731 for a total contract amount not to exceed \$472,523. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

## REGULAR CALENDAR

11. Presentation and discussion of the SFMTA's FY10 3<sup>rd</sup> Quarter, 4<sup>th</sup> Quarter and Year End Service Standards Report. (Explanatory documents include a staff report, service standards and scorecard.) (Sonali Bose)

12. Authorizing the Executive Director/CEO to direct the removal of currently existing time limits and the installation of approximately 1,100 parking meters covering approximately 1,340 newly metered parking spaces on 37 street segments at the following locations:

1. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, west side, between Brannan and Bluxome streets.
2. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, both sides, between Bluxome and Townsend streets.
3. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Brannan Street, north side, between 4<sup>th</sup> St and 5<sup>th</sup> St streets.
4. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Brannan Street, both sides, between 6<sup>th</sup> Street and 7<sup>th</sup> Street.
5. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY - SATURDAY) – Brannan Street, both sides, between 6<sup>th</sup> Street and 7<sup>th</sup> Street.
6. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Townsend Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
7. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Townsend Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
8. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – King Street, south side, from 20 to 100 feet east from 5<sup>th</sup> Street.
9. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - Bluxome Street, both sides, between 4<sup>th</sup> St and 5<sup>th</sup> Street.
10. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 1400 block, east side, between Post and Sutter streets.
11. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 1400 block, east side, between Post and Sutter streets.
12. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 1300 block, both sides, between Geary and Post streets.
13. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 1300 block, both sides, between Geary and Post streets.



14. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 1000-1200 block, east side, between Ellis and Geary streets.
15. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 1000-1200 block, east side, between Ellis and Geary streets.
16. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Peter Yorke Way, unit (00) block, both sides.
17. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Peter Yorke Way, unit (00) block, both sides.
18. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Geary Boulevard, 1200 block, both sides, between Franklin and Gough streets.
19. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Geary Boulevard, 1200 block, both sides, between Franklin and Gough streets.
20. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Franklin Street, 1100 block, both sides, between O'Farrell and Geary streets.
21. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Franklin Street, 1100 block, both sides, between O'Farrell and Geary streets.
22. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2600 block of Jones Street, east side, between Bay and North Point streets.
23. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2700 block of Jones Street, west side, between North Point and Beach streets.
24. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2800 block of Jones Street, east side, between Beach and Jefferson streets.
25. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 600 block of North Point Street, south side, between Columbus Avenue and Jones Street.
26. ESTABLISH – PARKING METER AREA 4 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 100 and 200 blocks of North Point Street, north side between Grant Avenue and Powell Street.
27. ESTABLISH – PARKING METER AREA 4 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2400 block of Powell Street, east side, between North Point and Beach streets.
28. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Mission Street, 1700 block, west side, between Duboce Avenue and 14<sup>th</sup> Street.
29. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Mission Street, 1700 block, west side, between Duboce Avenue and 14<sup>th</sup> Street.
30. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Capp Street, 100 block, both sides, between 16<sup>th</sup> Street and 17<sup>th</sup> Street.
31. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9

- AM TO 6 PM, MONDAY THROUGH SATURDAY) - Capp St, 100 block, both sides, between 16<sup>th</sup> Street and 17<sup>th</sup> Street.
32. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Hoff Street, unit (00) block, west side, between 16<sup>th</sup> Street and 17<sup>th</sup> Street.
  33. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Eddy Street, 900 block, both sides, between Franklin and Gough streets.
  34. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Eddy Street, 900 block, both sides, between Franklin and Gough streets.
  35. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Turk Street, 800 block, both sides, between Franklin and Gough streets.
  36. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Turk Street, 800 block, both sides, between Franklin and Gough streets.
  37. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 800 and 900 blocks, both sides, between Golden Gate Avenue and Eddy Street.
  38. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 800 and 900 blocks, both sides, between Golden Gate Avenue and Eddy Street.
  39. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Ash Street, unit (00) block, south side from zero to 60 feet east of Gough street (currently unregulated).
  40. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - Fell Street, 300 block, both sides, from Gough to Octavia streets (currently unregulated).
  41. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Sutter Street, 800 block, both sides, between Jones and Leavenworth streets.
  42. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Sutter Street, 800 block, both sides, between Jones and Leavenworth streets.
  43. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Hyde Street, 400, 500, and 600 blocks, both sides, between Ellis and Post streets.
  44. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Hyde Street, 400, 500, and 600 blocks, both sides, between Ellis and Post streets.
  45. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Leavenworth Street, 400 and 500 blocks, both sides, between Ellis and Geary streets.
  46. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Leavenworth Street, 400 and 500 blocks, both sides, between Ellis and Geary streets.
  47. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Ellis Street, 400 and 500 blocks, both sides, between Jones and Hyde streets.
  48. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Ellis Street, 400 and 500 blocks, both sides, between



Jones and Hyde streets.

49. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Brady Street, unit (00) block, east side, between Market and Stevenson streets.
50. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Brady Street, unit (00) block, east side, between Market and Stevenson streets.
51. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Brady Street, unit (00) block, west side, between Stevenson and Colton streets.
52. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Brady Street, unit (00) block, west side, between Stevenson and Otis streets.
53. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Stevenson Street, 1200 block, south side, between Brady and Gough streets.
54. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Stevenson Street, 1200 block, south side, between Brady and Gough streets.
55. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Lapu-Lapu Street, both sides, between Harrison and Rizal streets.
56. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - Lapu-Lapu Street, both sides, between Harrison and Rizal streets.
57. ESTABLISH – MOTORCYCLE PARKING METER VARIABLE PRICE AREA (10-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Kaplan Street, both sides, from Clementina Street to 200 feet northerly.
58. RESCIND – 2-HOUR TIME LIMIT 8 AM TO 6 PM, EVERYDAY – Harrison Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
59. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Harrison Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
60. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Perry Street, north side, between 3<sup>rd</sup> Street and 4<sup>th</sup> Street.
61. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Welsh Street, north side, between 5<sup>th</sup> Street and end.
62. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, west side, between Harrison and Bryant streets.
63. RESCIND – 1-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Fifth Street, both sides, between Bryant and Brannan streets.
64. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, both sides, between Bryant and Brannan streets.
65. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Valencia Street, 1400 block, both sides, between 25<sup>th</sup> Street and 26<sup>th</sup> Street.

66. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Valencia Street, 1400 block, both sides, between 25<sup>th</sup> Street and 26<sup>th</sup> Street.
67. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – South Van Ness Avenue, 1500 block, both sides, between 26<sup>th</sup> Street and Cesar Chavez Street.
68. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – South Van Ness Ave, 1500 block, both sides, between 26<sup>th</sup> Street and Cesar Chavez Street.
69. RESCIND – 1-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Valencia Street, 1500 block, east side, between 26<sup>th</sup> St and Cesar Chavez streets.
70. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Valencia Street, 1500 block, both sides, between 26<sup>th</sup> Street and Cesar Chavez Street.
71. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 4 PM, EVERYDAY – Cesar Chavez Street, 3400 block, south side, between Mission and Valencia streets.
72. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Cesar Chavez Street, 3400 block, south side, between Mission and Valencia streets.
73. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 4 PM, EVERYDAY – Cesar Chavez Street, 3500-3600 block, north side, between Valencia and Guerrero streets.
74. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Cesar Chavez Street, 3500-3600 block, north side, between Valencia and Guerrero streets.
75. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Cesar Chavez Street, 3500 and 3600 blocks, south side, between Valencia and Guerrero streets.
76. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 4 PM, EVERYDAY – Mission Street, 3500 block, west side, between Randall Street and Appleton Avenue.
77. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Mission Street, 3500 block, west side, between Randall Street and Appleton Avenue.
78. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – South Park, both sides, from Second Street to 110 feet westerly.
79. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – South Park, both sides, from Second Street to 110 feet westerly.
80. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – South Park, both sides, from Third Street to 100 feet easterly.
81. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Clarence Street, west side, from Townsend Street to 140 feet northerly.
82. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Clarence Street, west side, from Townsend Street to 140 feet northerly.
83. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO

6 PM, MONDAY THROUGH SATURDAY) – Ritch Street, west side, between Brannan and Townsend streets. (Explanatory documents include a staff report and resolution.) (Bond Yee)

13. Presentation and Discussion regarding the Parkmerced project including transportation planning and development. (Explanatory documents include a slide presentation.) (Bond Yee)

14. Authorizing the Executive Director/CEO to execute Contract No. CPT 626.02, Repair of Damaged LRVs, with AnsaldoBreda in an amount not to exceed \$32,854,622, and for a term not to exceed six years, with expenditures limited to \$13 million. (Explanatory documents include a staff report, resolution, financial plan contract and waiver.) (Carter Rohan)

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Justin McDevitt vs. CCSF, Superior Ct. #CGC6455965 filed on 9/7/06 for \$450,000

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:



## CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

6. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

## PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

## ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

16. Announcement of Closed Session.

17. Motion to disclose or not disclose the information discussed in closed session.

## ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, September 7, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
9:00 A.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 12:01 p.m.

### 2. Roll Call

Present: Cameron Beach – absent at Roll Call  
Cheryl Brinkman  
Malcolm Heinicke – absent at Roll Call  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

No public comment.

On motion to approve the minutes of the August 3, 2010 Regular Meeting: unanimously approved (Beach, Heinicke-absent).

### 5. Communications

Chairman Nolan reminded the Board about the upcoming workshop on September 21<sup>st</sup>.

Board Secretary Boomer announced that the Executive Director/CEO performance evaluation scheduled for closed session was continued.

### 6. Introduction of New or Unfinished Business by Board Members

Director Lee asked staff to look at the northbound stop sign at Mason and Broadway. Another sign has been placed in front of it which may be a safety hazard.

Director Beach arrived.



## 7. Executive Director's Report (For discussion only)

- Special Recognition Awards
- Ongoing Activities
  - Update on ARRA projects
  - St. Francis Circle
  - Service Restoration Plan

SFMTA Exec. Director/CEO Ford presented special recognition awards to Debra Reed, CAC secretary, Office of the SFMTA Board of Directors; Jennifer Kwok, accounting supervisor; Finance and Information Technology; and Hubert Wong, resident engineer, Capital Projects and Construction.

Director Heinicke arrived.

Exec. Director/CEO Ford discussed the recent lifting of the bike injunction; the September 4 service restoration plan; St. Francis Circle Rail Replacement Project; and the Cable Car Improvement Project.

Carter Rohan, senior director, Capital Projects and Construction, reviewed the status of ARRA-funded projects.

## 8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, presented the report.

Director Beach asked staff to discuss the Clipper Card transfer policy with the Board.

## 9. Public Comment

Jim Gillespie, Yellow Cab stated that later this year there will be a Public Convenience and Necessity Hearing. He provided the Board with a report that was put together by the manager of their radio room dispatch office that shows that there is a need for more taxis in San Francisco.

Roxanne Stachon stated that children were being left unattended because of the SFMTA's policy of not issuing a residential parking permit to childcare providers. She called the policy ridiculous and unsafe. Caretakers have to leave children alone for ten minutes every two hours. This is criminal, wrong and unsafe. The policy is unbalanced for working families. There are many exceptions to the Residential Parking Permit policy. Childcare is essential service.

Chairman Nolan referred the matter raised by Ms. Stachon to the Policy and Governance Committee.

Herbert Weiner welcomed Ms. Brinkman to the Board. He also welcomed the partial restoration of service that was stolen. He stated that the SFMTA should go beyond that and restore the 26 Valencia and the 2 Clement lines. The change to the 2 Clement line wreaked havoc on 15<sup>th</sup> Ave. The SFMTA thinks primarily in terms of dollars and cents rather than on impact.

Sean Keighan, Residential Builders Association, stated that permits for new construction are down and unemployment is up in the building trades. Both the Mayor and the Board of Supervisors have discussed how to stimulate the industry during this difficult time. Bagged meter rates are a new fee. While some downtown projects can absorb the fee, smaller projects can't.

Daniel Phillips stated that he endorsed relocation of the Muni stop at 19<sup>th</sup> and Holloway. There are plans to take a trolley line into Parkmerced and terminate it two stops further. All of this is contingent on the approval of development plans. Builders made a generous offer to fund the construction of the new stations and trackways.

John O'Connor, Residential Builders Association discussed lost meter revenue. The industry can't withstand the proposed fees. Transportation and infrastructure fees are already included. The construction industry has been really impaired. There was no notification about the increase. There should have been stakeholders meetings. He asked the SFMTA to meet with the industry.

Angus McCarthy, Residential Builders Association, expressed appreciation that the item had been continued. Construction workers don't have the luxury of monitoring code amendments through an ad placed in the paper so they had short notice. He urged the SFMTA to bring the stakeholders to the table to discuss the rates. Everyone is trying to find incentives to get projects off the ground. These rates will hurt us.

Dave Dippel expressed appreciation to the SFMTA for helping to mitigate the problem on 15<sup>th</sup> Ave between Geary and Clement. The intersection of Park Presidio and Geary is difficult and problems are spilling into the neighborhood. The SFMTA has to address how to allow left-hand turns to and from Park Presidio and Geary. It could be accomplished by a left-hand turn from Geary onto Park Presidio with a turn similar to the one on Stanyan at Fell.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Concepcion Lima vs. CCSF, Superior Ct. #8473934 filed on 10/27/08 for \$5,750
- B. Tricia Cohen vs. Sean Quinn and CCSF, Superior Ct. #CGC9490360 filed on 7/13/09 for \$6,000
- C. Ethan Belding vs. CCSF, Superior Ct. #499181 filed on 4/28/10 for \$10,000

## RESOLUTION 10-120

### (10.2) Approving the following traffic modifications:

- A. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Sutter Street, north side, from approximately 116 feet to 134 feet of Jones Street.
- B. REVOKE – NO PARKING, 7AM-9AM-SCHOOL DAYS, REVOKE – 10-MINUTE PARKING, 3PM-6PM, SCHOOL DAYS – 275 Fell Street, south side, 45 feet to 105 feet, east of Gough Street – meters #233, #235, and #237.
- C. ESTABLISH – NO PARKING, 7AM-9AM-SCHOOL DAYS, ESTABLISH – 10-MINUTE PARKING, 3PM-6PM, SCHOOL DAYS – 275 Fell Street, south side, 26 feet to 131 feet, east of Gough Street – meters #231, #235, #237, #241.
- D. REVOKE – SCHOOL BUS LOADING ZONE, 1:30 PM - 6 PM, SCHOOL DAYS – “153” Oak Street, south side, from 169 feet to 269 feet west of Franklin Street – meters #123, #125, #127, #129 and #131.
- E. ESTABLISH – NO PARKING, 7 AM - 8:30 AM, SCHOOL DAYS, ESTABLISH – 10-MINUTE PARKING, 8:30 AM - 9:30 AM, SCHOOL DAYS, ESTABLISH SCHOOL BUS LOADING ZONE, 1:30 PM - 6 PM, SCHOOL DAYS – “153” Oak Street, south side, from 169 feet to 269 feet west of Franklin Street – meters #123, #125, #127, #129 and #131.
- F. EXTEND – BUS ZONE – Chestnut St., south side, from 64 feet to 82 feet west of Fillmore St.
- G. ESTABLISH – YIELD SIGNS – Yielding southbound El Camino Del Mar to westbound Point Lobos Avenue and yielding westbound Point Lobos Avenue to northbound El Camino Del Mar.
- H. ESTABLISH – STOP SIGN – Stopping Geary Boulevard at 48<sup>th</sup> Avenue.
- I. ESTABLISH – STOP SIGN – Stopping Sutro Heights Avenue at 46<sup>th</sup> Avenue.
- J. ESTABLISH – RIGHT ONTO MARKET STREET ONLY – Brady Street, northbound, at Market Street.
- K. RESCIND – PARKING METERS, 30-MINUTE TIME LIMIT, AREA 2, 7AM-6PM MONDAY – SATURDAY – South Van Ness Avenue, east side, from 122 feet south of Market Street to 280 feet south of Market Street. ESTABLISH – PARKING METERS, 1-HOUR TIME LIMIT, AREA 2, 7AM-6PM MONDAY – SATURDAY – South Van Ness Avenue, east side, from 122 feet south of Market Street to 280 feet south of Market Street.
- L. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10 PM, DAILY – Bluxome Street, south side, from 6th Street to 275 feet easterly.
- M. ESTABLISH – TOW-AWAY, NO PARKING ANYTIME – Jessie Street, south side, from 10th Street to 47 feet easterly; Jessie Street, south side, from 67 feet east of 10th Street to 9th Street.
- N. ESTABLISH – STOP SIGNS – Stopping Rivera Street at 20th Avenue.
- O. ESTABLISH – NO PARKING ANYTIME EXTENSION – Butte Place, west side, from 98 feet south of Brannan Street to 24 feet southerly.



- P. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA R, 2-HOUR LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY – Laguna Street, both sides, between Grove and Ivy Streets.
- Q. ESTABLISH -- RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – Market St., south side, between Hattie and Storrie Sts.
- R. ESTABLISH -- RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR LIMIT, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – Liberty St., both sides, between Church and Dolores St.
- S. RESCIND - NO PARKING ANYTIME – Moss Street, east side, from Howard Street to 65 feet southerly. ESTABLISH - NO PARKING ANYTIME – Moss Street, west side, from Howard Street to 95' southerly.
- T. ESTABLISH - STOP SIGN – Stopping eastbound Yorba Street at 37th Avenue.
- U. TRAFFIC ISLAND – INSTALL – Santa Clara Avenue, immediately west of Monterey Blvd and San Anselmo Avenue. SIDEWALK BULBS – INSTALL – Santa Clara Avenue, immediately west of Monterey Blvd and San Anselmo Avenue. ESTABLISH -- TOW-AWAY, NO STOPPING ANYTIME – Santa Clara Avenue, east side, from San Anselmo Avenue to 109' northerly. Santa Clara Avenue, west side, from Monterey Boulevard to 107' northerly.
- V. ESTABLISH – STOP SIGNS – Stopping College Avenue at Saint Mary's Avenue and stopping Marsily Street at Saint Mary's Avenue.
- W. ESTABLISH -- RESIDENTIAL PERMIT PARKING AREA S, 2-HOUR PARKING, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 800 block of Church Street, both sides, between Liberty and 21<sup>st</sup> Streets.
- X. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA U (ELIGIBILITY TO PURCHASE PERMIT ONLY) - 1421 Howard Street.
- Y. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Coleridge Street, west side, from 2 feet to 27 feet south of the southerly property line for #88 Coleridge Street.
- Z. ESTABLISH – TOW-AWAY, NO PARKING, MIDNIGHT TO 5 AM, DAILY – Illinois Street, east side, from 25<sup>th</sup> to Cesar Chavez streets and 25<sup>th</sup> Streets, south side, from Illinois Street to its eastern terminus.
- AA. ESTABLISH – NO U-TURN, 9AM TO 10AM AND 3PM TO 4PM, SCHOOL DAYS – Vicente Street at 41<sup>st</sup> Avenue, eastbound, Vicente Street at 42<sup>nd</sup> Avenue, westbound, Wawona Street at 40<sup>th</sup> Avenue eastbound, Wawona Street at 41<sup>st</sup> Avenue, westbound and eastbound, and Wawona Street at 42<sup>nd</sup> Avenue, westbound. (Explanatory documents include a staff report and resolution.) (Bond Yee)

## RESOLUTION 10-121

Items 10.2 R was severed at the request of a member of the public.

### PUBLIC COMMENT on 10.2 R:

Marvin Rous stated that he has been opposed to the Residential Parking Permit program from the outset. Running the hours on Liberty St. until 9pm is too late. The other issue is the cost of the permit for people who live on a fixed income. He suggested that the time be cut from 9 pm to 6 pm and asked for help with the cost.

On motion to approve Item 10.2 R:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

(10.3) Authorizing the Executive Director/CEO to accept and expend \$3,920,000 in Transportation for Livable Communities grant funds for the Phelan Loop Public Plaza and the Market and Haight Street Transit and Improvements Projects. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

#### RESOLUTION 10-122

(10.4) Authorizing the Executive Director/CEO to execute the Third Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to extend the term of the contract by 90 days, modify the scope of services with respect to trip generation data, reports and meetings, and increase the contract amount by \$16,731 for a total contract amount not to exceed \$472,523. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

#### RESOLUTION 10-123

No public comment.

On motion to approve the Consent Calendar (Item 10.2 R severed):

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

#### REGULAR CALENDAR

11. Presentation and discussion of the SFMTA's FY10 3<sup>rd</sup> Quarter, 4<sup>th</sup> Quarter and Year End Service Standards Report. (Explanatory documents include a staff report, service standards and scorecard.) (Sonali Bose)

Corey Marshall, manager, Organizational Analysis and Reporting, presented the staff report.

#### PUBLIC COMMENT:

Rafael Cabrera, TWU Local 250-A, stated that there were no copies of the report available for the public. He questioned how on time performance could be measured when service is cut. He discussed late pull-outs and disabled vehicles. He inquired as to how absenteeism is measured and whether discipline was part of the absenteeism measure.

12. Authorizing the Executive Director/CEO to direct the removal of currently existing time limits and the installation of approximately 1,100 parking meters covering approximately 1,340 newly metered parking spaces on 37 street segments at the following locations:

1. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, west side, between Brannan and Bluxome streets.
2. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, both sides, between Bluxome and Townsend streets.
3. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Brannan Street, north side, between 4<sup>th</sup> St and 5<sup>th</sup> St streets.
4. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Brannan Street, both sides, between 6<sup>th</sup> Street and 7<sup>th</sup> Street.
5. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY - SATURDAY) – Brannan Street, both sides, between 6<sup>th</sup> Street and 7<sup>th</sup> Street.
6. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Townsend Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
7. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Townsend Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
8. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – King Street, south side, from 20 to 100 feet east from 5<sup>th</sup> Street.
9. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - Bluxome Street, both sides, between 4<sup>th</sup> St and 5<sup>th</sup> Street.
10. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 1400 block, east side, between Post and Sutter streets.
11. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 1400 block, east side, between Post and Sutter streets.
12. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 1300 block, both sides, between Geary and Post streets.
13. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 1300 block, both sides, between Geary and Post streets.
14. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 1000-1200 block, east side, between Ellis and Geary streets.
15. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 1000-1200 block, east side, between Ellis and Geary streets.



16. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Peter Yorke Way, unit (00) block, both sides.
17. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Peter Yorke Way, unit (00) block, both sides.
18. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Geary Boulevard, 1200 block, both sides, between Franklin and Gough streets.
19. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Geary Boulevard, 1200 block, both sides, between Franklin and Gough streets.
20. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Franklin Street, 1100 block, both sides, between O’Farrell and Geary streets.
21. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Franklin Street, 1100 block, both sides, between O’Farrell and Geary streets.
22. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2600 block of Jones Street, east side, between Bay and North Point streets.
23. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2700 block of Jones Street, west side, between North Point and Beach streets.
24. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2800 block of Jones Street, east side, between Beach and Jefferson streets.
25. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 600 block of North Point Street, south side, between Columbus Avenue and Jones Street.
26. ESTABLISH – PARKING METER AREA 4 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 100 and 200 blocks of North Point Street, north side between Grant Avenue and Powell Street.
27. ESTABLISH – PARKING METER AREA 4 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 2400 block of Powell Street, east side, between North Point and Beach streets.
28. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Mission Street, 1700 block, west side, between Duboce Avenue and 14<sup>th</sup> Street.
29. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Mission Street, 1700 block, west side, between Duboce Avenue and 14<sup>th</sup> Street.
30. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Capp Street, 100 block, both sides, between 16<sup>th</sup> Street and 17<sup>th</sup> Street.
31. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - Capp St, 100 block, both sides, between 16<sup>th</sup> Street and 17<sup>th</sup> Street.

32. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Hoff Street, unit (00) block, west side, between 16<sup>th</sup> Street and 17<sup>th</sup> Street.
33. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Eddy Street, 900 block, both sides, between Franklin and Gough streets.
34. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Eddy Street, 900 block, both sides, between Franklin and Gough streets.
35. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Turk Street, 800 block, both sides, between Franklin and Gough streets.
36. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Turk Street, 800 block, both sides, between Franklin and Gough streets.
37. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Gough Street, 800 and 900 blocks, both sides, between Golden Gate Avenue and Eddy Street.
38. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Gough Street, 800 and 900 blocks, both sides, between Golden Gate Avenue and Eddy Street.
39. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Ash Street, unit (00) block, south side from zero to 60 feet east of Gough street (currently unregulated).
40. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fell Street, 300 block, both sides, from Gough to Octavia streets (currently unregulated).
41. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Sutter Street, 800 block, both sides, between Jones and Leavenworth streets.
42. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Sutter Street, 800 block, both sides, between Jones and Leavenworth streets.
43. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Hyde Street, 400, 500, and 600 blocks, both sides, between Ellis and Post streets.
44. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Hyde Street, 400, 500, and 600 blocks, both sides, between Ellis and Post streets.
45. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Leavenworth Street, 400 and 500 blocks, both sides, between Ellis and Geary streets.
46. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Leavenworth Street, 400 and 500 blocks, both sides, between Ellis and Geary streets.
47. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Ellis Street, 400 and 500 blocks, both sides, between Jones and Hyde streets.
48. ESTABLISH – PARKING METER AREA 3 (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Ellis Street, 400 and 500 blocks, both sides, between Jones and Hyde streets.



49. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Brady Street, unit (00) block, east side, between Market and Stevenson streets.
50. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Brady Street, unit (00) block, east side, between Market and Stevenson streets.
51. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Brady Street, unit (00) block, west side, between Stevenson and Colton streets.
52. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Brady Street, unit (00) block, west side, between Stevenson and Otis streets.
53. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Stevenson Street, 1200 block, south side, between Brady and Gough streets.
54. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Stevenson Street, 1200 block, south side, between Brady and Gough streets.
55. RESCIND – 2-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Lapu-Lapu Street, both sides, between Harrison and Rizal streets.
56. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - Lapu-Lapu Street, both sides, between Harrison and Rizal streets.
57. ESTABLISH – MOTORCYCLE PARKING METER VARIABLE PRICE AREA (10-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Kaplan Street, both sides, from Clementina Street to 200 feet northerly.
58. RESCIND – 2-HOUR TIME LIMIT 8 AM TO 6 PM, EVERYDAY – Harrison Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
59. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Harrison Street, both sides, between 4<sup>th</sup> Street and 5<sup>th</sup> Street.
60. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Perry Street, north side, between 3<sup>rd</sup> Street and 4<sup>th</sup> Street.
61. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Welsh Street, north side, between 5<sup>th</sup> Street and end.
62. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, west side, between Harrison and Bryant streets.
63. RESCIND – 1-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Fifth Street, both sides, between Bryant and Brannan streets.
64. ESTABLISH – PARKING METER VARIABLE PRICE AREA (4-HOUR TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Fifth Street, both sides, between Bryant and Brannan streets.
65. RESCIND – 1-HOUR TIME LIMIT 7 AM TO 6 PM, EVERYDAY – Valencia Street, 1400 block, both sides, between 25<sup>th</sup> Street and 26<sup>th</sup> Street.



66. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Valencia Street, 1400 block, both sides, between 25<sup>th</sup> Street and 26<sup>th</sup> Street.
67. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – South Van Ness Avenue, 1500 block, both sides, between 26<sup>th</sup> Street and Cesar Chavez Street.
68. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – South Van Ness Ave, 1500 block, both sides, between 26<sup>th</sup> Street and Cesar Chavez Street.
69. RESCIND – 1-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Valencia Street, 1500 block, east side, between 26<sup>th</sup> St and Cesar Chavez streets.
70. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Valencia Street, 1500 block, both sides, between 26<sup>th</sup> Street and Cesar Chavez Street.
71. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 4 PM, EVERYDAY – Cesar Chavez Street, 3400 block, south side, between Mission and Valencia streets.
72. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Cesar Chavez Street, 3400 block, south side, between Mission and Valencia streets.
73. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 4 PM, EVERYDAY – Cesar Chavez Street, 3500-3600 block, north side, between Valencia and Guerrero streets.
74. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Cesar Chavez Street, 3500-3600 block, north side, between Valencia and Guerrero streets.
75. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Cesar Chavez Street, 3500 and 3600 blocks, south side, between Valencia and Guerrero streets.
76. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 4 PM, EVERYDAY – Mission Street, 3500 block, west side, between Randall Street and Appleton Avenue.
77. ESTABLISH – PARKING METER AREA 3 (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Mission Street, 3500 block, west side, between Randall Street and Appleton Avenue.
78. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – South Park, both sides, from Second Street to 110 feet westerly.
79. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – South Park, both sides, from Second Street to 110 feet westerly.
80. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – South Park, both sides, from Third Street to 100 feet easterly.
81. RESCIND – 2-HOUR TIME LIMIT 9 AM TO 6 PM, EVERYDAY – Clarence Street, west side, from Townsend Street to 140 feet northerly.
82. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Clarence Street, west side, from Townsend Street to 140 feet northerly.

83. ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Ritch Street, west side, between Brannan and Townsend streets. (Explanatory documents include a staff report and resolution.) (Bond Yee)

No public comment.

RESOLUTION 10-124

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

13. Presentation and Discussion regarding the Parkmerced project including transportation planning and development. (Explanatory documents include a slide presentation.) (Bond Yee)

Bond Yee, director, Sustainable Streets; Michael Yarney, Mayor's office of Economic and Workforce Development; Craig Hartman, Skidmore Owens and Merrill; and Peter Albert, manager, Urban Planning Initiatives made the presentation.

PUBLIC COMMENT:

Speakers in support of the item: Julie Brook, Daniel Phillips, Mike Smith, Arne Larsen, Tim Colen, Anna-Marie Bratton.

14. Authorizing the Executive Director/CEO to execute Contract No. CPT 626.02, Repair of Damaged LRVs, with AnsaldoBreda in an amount not to exceed \$32,854,622, and for a term not to exceed six years, with expenditures limited to \$13 million. (Explanatory documents include a staff report, resolution, financial plan contract and waiver.) (Carter Rohan)

No public comment.

RESOLUTION 10-125

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

## CLOSED SESSION

### 1. Call to Order

Chairman Nolan called the closed session to order at 2:44 p.m.

### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxis and Accessible Services  
John Haley, director, Transit Services  
Sonali Bose, director, Finance and Information Technology  
Bond Yee, director, Sustainable Streets

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

### CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Justin McDevitt vs. CCSF, Superior Ct. #CGC6455965 filed on 9/7/06 for \$450,000

### RESOLUTION 10-126

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

### CONFERENCE WITH LEGAL COUNSEL



Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

6. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

This item was removed from the agenda at the request of staff.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 3:40 p.m.

16. Announcement of Closed Session.

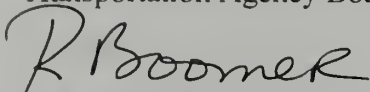
Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss McDevitt vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case. The Board also discussed anticipated litigation and met with their labor negotiator but took no action. The performance evaluation of the Executive Director/CEO had been removed from the agenda.

17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 3:41 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

A handwritten signature in black ink, appearing to read "R Boomer".

Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF SPECIAL MEETING AND CALENDAR

Tuesday, September 21, 2010  
One South Van Ness Ave. 2<sup>nd</sup> Fl.  
Atrium Conference Room

SPECIAL MEETING AND CLOSED SESSION  
9 A.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

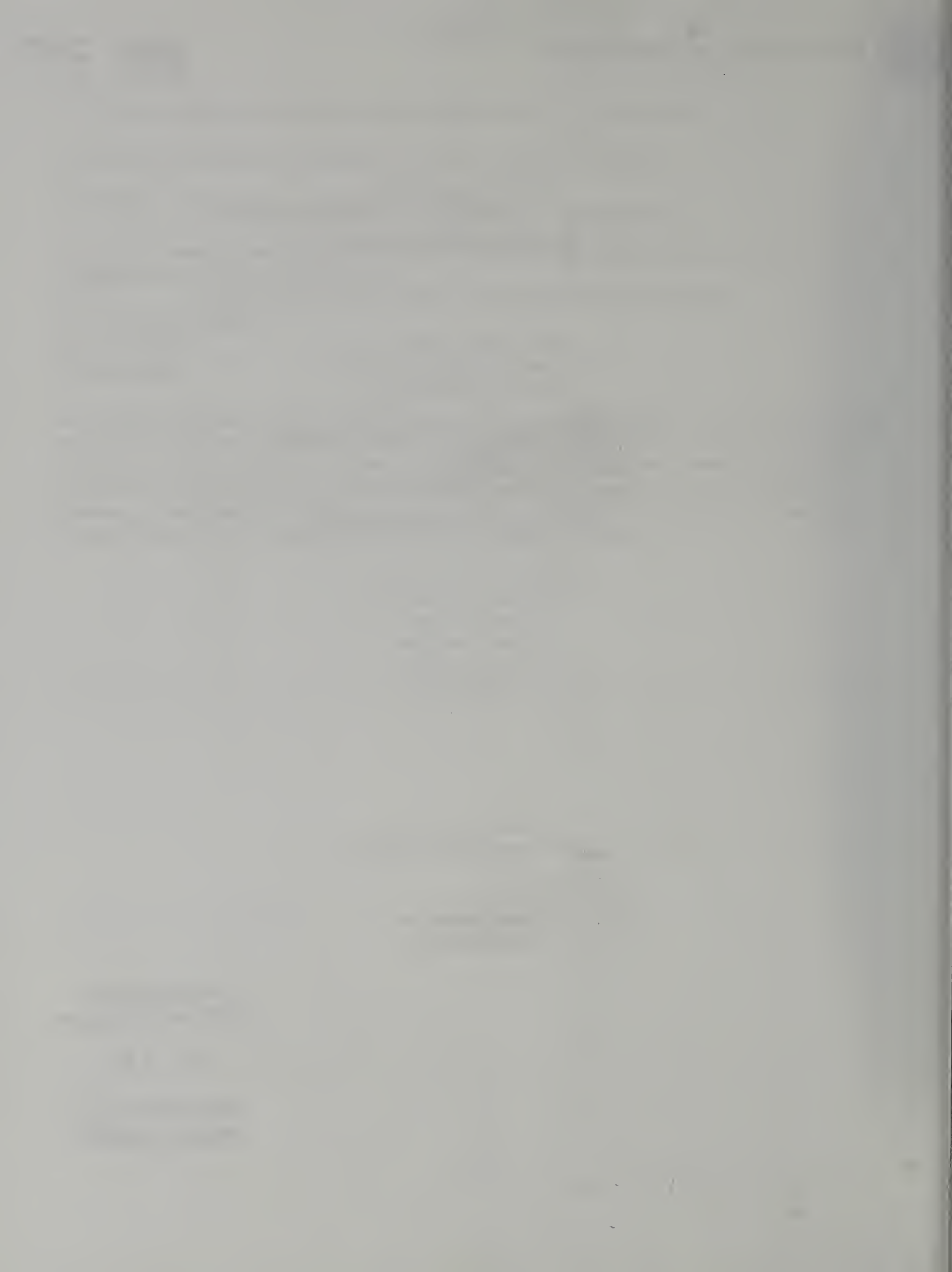
Roberta Boomer  
SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Communications
5. Citizens' Advisory Council Report

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## SPECIAL CALENDAR

6. Presentation and discussion regarding Prop A, mandated training concerning the role of a City and County of San Francisco Board or Commission, the role of an individual Director, the role and responsibilities of the SFMTA Board and governance structure. (Explanatory documents include a slide presentation.)
7. Presentation and discussion regarding the SFMTA's FY10 Year End Report and 2008-2012 Strategic Plan. (Explanatory documents include a slide presentation.)
8. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

## RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

9. Call to Order
10. Roll Call
11. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

## CONFERENCE WITH LABOR NEGOTIATOR

CCSI Representative: Debra Johnson and/or her designees

Employee Organizations:

FWU, Local 250-A

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

#### ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

12. Announcement of Closed Session.

13. Motion to disclose or not disclose the information discussed in closed session.

14. Presentation and discussion regarding Prop. A training provided by the City Attorney.  
(Explanatory documents include a slide presentation.) (Julia Friedlander)

15. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

#### ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



## ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board of Directors will meet in the Atrium Conference Room at 1 South Van Ness Ave. 2<sup>nd</sup> Floor, San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 47-Van Ness; 49-Mission-Van Ness; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102-4689; by phone at 415.554.7724; by fax at 415.554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

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**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS**

**NOTICE OF SPECIAL MEETING AND CALENDAR**

Tuesday, September 21, 2010  
One South Van Ness Ave. 2<sup>nd</sup> Fl.  
Atrium Conference Room

**SPECIAL MEETING AND CLOSED SESSION  
9 A.M.**

**SFMTA BOARD OF DIRECTORS**

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Communications
5. Citizens' Advisory Council Report

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## SPECIAL CALENDAR

6. Presentation and discussion regarding Prop A. mandated training concerning the role of a City and County of San Francisco Board or Commission, the role of an individual Director, the role and responsibilities of the SFMTA Board and governance structure. (Explanatory documents include a slide presentation.)
7. Presentation and discussion regarding the SFMTA's FY10 Year End Report and 2008-2012 Strategic Plan. (Explanatory documents include a slide presentation.)
8. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

## RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

9. Call to Order
10. Roll Call
11. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

## CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

12. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

13. Announcement of Closed Session.

14. Motion to disclose or not disclose the information discussed in closed session.

15. Presentation and discussion regarding Prop. A training provided by the City Attorney. (Explanatory documents include a slide presentation.) (Julia Friedlander)

16. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).



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The meeting room is wheelchair accessible. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

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## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

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SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, September 21, 2010  
One South Van Ness Ave.  
Atrium Conference Room, 2<sup>nd</sup> Floor

SPECIAL MEETING AND CLOSED SESSION  
9:00 A.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

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Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY



## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 9:00 a.m.

### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on "vibrate" cause microphone interference and requested that they be placed in the "off" position.

### 4. Communications

Chairman Nolan welcomed Bonnie Nelson of Nelson/Nygaard who would serve as the facilitator for the workshop.

Chairman Nolan requested a report regarding ethnic or race based incidents on Muni and an update on fare gates. Exec. Director/CEO Ford stated that he would report back regarding incidents at the next meeting and reviewed the status of the fare gates. Director Beach requested information regarding how other cities have dealt with the fare gate issues.

Director Heinicke requested an opinion from the City Attorney regarding whether a Public Convenience and Necessity hearing was legally required.

### 5. Citizens' Advisory Council Report

No report.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL

CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

### SPECIAL CALENDAR

6. Presentation and discussion regarding Prop A. mandated training concerning the role of a City and County of San Francisco Board or Commission, the role of an individual Director, the role and responsibilities of the SFMTA Board and governance structure. (Explanatory documents include a slide presentation.)

Julia Friedlander, Deputy City Attorney, presented the staff report.

Chairman Nolan asked the Board Secretary to prepare a calendar item that would change the start time of SFMTA Board meetings from 12 noon to 1 pm.

#### PUBLIC COMMENT:

Howard Nelson discussed the problems with the Clipper Card at light rail stations and on the rubber-tire fleet. He suggested that the SFMTA should make its current system as efficient as possible before moving on to other things..

Herbert Weiner stated that he sees signs for bicyclists that say "Share the Streets" but pedestrians have problems sharing the streets at intersections. He has seen cyclists pulled off of their bikes by irate pedestrians. The SFMTA has a responsibility to get on the problem. Pedestrians have rights too.

Dorian Maxwell stated that the Clipper Card needs a faster process for giving people their money when they put it on the card. People who board buses say they put money on the card but they can't access it. The Board needs to ride with the operators once a month and experience what's going on out there. There was a bus on Sunday that lost braking and acceleration. The system broke down and he couldn't stop the bus.

Following public comment Board members discussed the desire for more in depth presentations from staff regarding items such as budget and finance, the TEP, taxi regulation, SFpark, vehicle replacement and long range transportation planning.

7. Presentation and discussion regarding the SFMTA's FY10 Year End Report and 2008-2012 Strategic Plan. (Explanatory documents include a slide presentation.)

Executive Director/CEO Nathaniel Ford presented the report.

#### PUBLIC COMMENT:

Rafael Cabrera, TWU Local 250-A, stated that it's hard not to look back at what happened in 2005 when the SFMTA had a fiscal emergency. In 2007, voters approved Prop A to add service, and said they wanted first class transit. The 22 line is supposed to be a trolley bus line, but motor coaches are on the line. That tells us that we need to fix the fleet now. Props. E and A gave the SFMTA the opportunity to seek additional resources. Let's focus on the "Transit First" policy.

Herbert Weiner stated that the groups that are favored by the SFMTA aren't representative of the stakeholders. The CAC is a rubber stamp. Most riders are dissatisfied. He expressed concern that residents in the eastern sector of the city are being neglected as are retirees. There is a congestion problem and parking needs to be addressed. He also questioned how to define contributions that result in operators dying at the wheel because they can't afford to retire. The SFMTA has some of the highest paid managers in the city. The TEP was disastrous.

Howard Nelson stated that he was speaking on behalf of the 60-foot fleet, aging baby boomers, students and disabled patrons. Low boarding coaches would be beneficial and would speed up the boarding process. The Board should move aggressively as costs are up but low floor coaches will save time and money.

James Bryant, SEIU 1021 discussed problems with the fare gates in the Metro. This past year has been the most difficult. Members would love to work with the SFMTA. They listen to the public and deal with angry customers. The only way to address negative press is to address the problems.

Following discussion by the Board regarding priorities, Chairman Nolan referred the SFMTA's Strategic Plan to the Policy and Governance Committee.

8. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

9. Call to Order

Chairman Nolan called the closed session to order at 12:36 p.m.

10. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke

Jerry Lee  
Tom Nolan  
Bruce Oka

11. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
John Haley, director, Transit Services  
Sonali Bose, director, Finance and Information Technology  
Gina Roccanova, Deputy City Attorney  
Rumi Ueno, manager, Labor Relations  
Carole Stevens, attorney

12. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:03 p.m.

Director Heinicke left the meeting.



13. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss labor negotiations and to conduct a performance evaluation. The Board took no action in closed session.

14. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Heinicke-absent).

15. Presentation and discussion regarding Prop. A training provided by the City Attorney. (Explanatory documents include a slide presentation.) (Julia Friedlander)

The City Attorney's Office presented the training.


No public comment.

16. Public Comment

None.

ADJOURN - The meeting was adjourned at 3:25 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

  
Roberta Boomer  
Board Secretary

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Gavin Newsom | Mayor

Tom Nolan | Chairman

Jerry Lee | Vice-Chairman

Cameron Beach | Director

Cheryl Brinkman | Director

Malcolm Heinicke | Director

Bruce Oka | Director

Nathaniel P. Ford Sr. | Executive Director/CEO

**NOTICE OF INTENT****TO CONSIDER AMENDING THE SFMTA  
BOARD OF DIRECTORS RULES OF ORDER**

On Tuesday, October 19, 2010 the San Francisco Municipal Transportation Agency Board of Directors shall consider amending their Rules of Order to change the time that Board meetings commence. The proposal is to move the start time from 12 noon to 1:00 pm., effective November 2, 2010.

The meeting will be held in Room 400, City Hall at 1 Carlton B. Goodlett Place at 12:00 p.m. Please contact the Board Secretary at 701-4505 for further information.

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Date Posted: October 1, 2010





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS AND  
PARKING AUTHORITY COMMISSION

NOTICE OF MEETING AND CALENDAR

Tuesday, October 19, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
10:00 A.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

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Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY



## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - September 7, 2010 Regular Meeting
  - September 21, 2010 Special Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Special Recognition Award
  - Ongoing Activities
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Earl Harrell vs. CCSF, Superior Ct., #CGC09491971 filed on 8/28/09 for \$8,150.08
- B. Pearlie Contreras vs. CCSF, Superior Ct., #CGC09495189 filed on 12/14/09 for \$15,000
- C. Curtis Rollins vs. CCSF, Superior Ct., #490789 filed on 7/24/09 for \$15,000
- D. Kelly Kersting vs. CCSF, Superior Ct., #484977 filed on 2/13/09 for \$30,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – 17th Street, south side, from 35 feet west of Corbin Place to 35 feet east of Corbin Place.
- B. ESTABLISH – LEFT LANE MUST TURN LEFT – Brannan Street, westbound, at 7<sup>th</sup> Street.
- C. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Brannan Street, north side, from 7th Street to 46 feet easterly.
- D. ESTABLISH – COMMERCIAL VEHICLE LOADING 30 MINUTES - 7AM to 6PM, MONDAY TO FRIDAY – Brannan Street, north side, from 46 to 86 feet east of 7th Street.
- E. REVOKE – COMMERCIAL VEHICLE LOADING 30 MINUTES - 7AM to 6PM, MONDAY TO FRIDAY – Brannan Street, north side, from 14 to 53 feet east of 7<sup>th</sup> Street.
- F. ESTABLISH – PARALLEL PARKING – Geary Blvd., south side, between 14<sup>th</sup> and 15<sup>th</sup> Aves.
- G. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Villa Terrace, both sides, between Twin Peaks Boulevard and Pemberton Place.
- H. RESCIND – RESIDENTIAL PERMIT PARKING AREA S AND Z, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 100 block of Vicksburg Street, between 23<sup>rd</sup> and Elizabeth Streets.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S AND Z, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY – 100 block of Vicksburg St., between 23<sup>rd</sup> and Elizabeth Sts.
- J. RESCIND – NO STOPPING EXCEPT TRUCK LOADING 30-MINUTE LIMIT, 8AM – 8PM, MONDAY TO SATURDAY, ESTABLISH – METERED GENERAL PARKING 1-HOUR LIMIT, 9AM-6PM, MONDAY TO SATURDAY – 16<sup>TH</sup> Street, north side, from 29 feet to 67 feet west of Noe Street.
- K. ESTABLISH – NO STOPPING EXCEPT TRUCK LOADING 30-MINUTE LIMIT, 8AM – 8PM, MONDAY TO SATURDAY – 16<sup>TH</sup> Street, north side, from 7 feet to 29 feet west of Noe Street.
- L. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, north side, from Noe Street to 108 feet east.
- M. ESTABLISH – 3 METERED MOTORCYCLE PARKING SPACES – Market Street, north side, from 108 feet to 130 feet east of Noe Street.
- N. ESTABLISH – YELLOW METERED ZONE, 7AM – 6PM, MONDAY TO FRIDAY – Market Street, north side, from 152 feet to 174 feet east of Noe Street.
- O. ESTABLISH – BICYCLE LANE – Market Street, westbound, from Noe Street to 240 feet east.
- P. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, south side, from 97 feet to 137 feet west of Noe Street
- Q. ESTABLISH – BICYCLE LANE – Market Street, eastbound, from Noe Street to 220 feet west.
- R. ESTABLISH – BICYCLE LANE – Market Street, westbound, from Sanchez Street to 220 feet east.
- S. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, south side, from 50 feet to 93 feet west of Sanchez Street.
- T. ESTABLISH – 5 METERED MOTORCYCLE PARKING SPACES – Market Street, south side, from 93 feet to 116 feet west of Sanchez Street.



- U. ESTABLISH – BICYCLE LANE – Market St., eastbound, from Sanchez St. to 220 feet west.
- V. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, south side, from 51 feet to 95 feet west of Dolores Street.
- W. ESTABLISH – BICYCLE LANE – Market Street, eastbound, from Dolores Street to 150 feet west.
- X. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, north side, from 50 feet east to 72 feet east of Duboce Avenue.
- Y. ESTABLISH – BICYCLE LANE – Market St, westbound, from Duboce Ave. to 185 feet east.
- Z. INSTALL - SIDEWALK NARROWING – Market Street, north side, from Duboce Avenue to 35 feet east.
- AA. INSTALL – SIDEWALK WIDENING – Market Street, north side, from 35 feet to 110 feet east of Duboce Avenue.
- BB. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, north side, from 30 feet east to 52 feet east of Laguna Street.
- CC. ESTABLISH – METERED GREEN ZONE 30-MINUTE LIMIT, 9AM – 6PM, MONDAY TO SATURDAY – Market Street, north side, from 115 feet east to 137 feet east of Laguna Street.
- DD. ESTABLISH – BICYCLE LANE – Market Street, westbound, from Laguna Street to 190 feet east.
- EE. ESTABLISH – RED ZONE, TOW-AWAY NO STOPPING EXCEPT MARKED POLICE VEHICLES – 464 – 6<sup>th</sup> Avenue, east side, from 185 feet to 270 feet north of Anza Street.
- FF. ESTABLISH – BLUE ZONE – “399” Main Street, east side, at parking meter #355.
- GG. REVOKE – BLUE ZONE – 24<sup>TH</sup> Street, south side, from Noe Street to 19 feet easterly.
- HH. ESTABLISH – BLUE ZONE – Noe Street, east side, from 2 to 22 feet north of 24<sup>th</sup> Street.
- II. REMOVE – BUS ZONE – Cesar Chavez Street, north side, from Harrison Street to 75-feet westerly; and Cesar Chavez Street, north side, from Alabama Street to 80-feet easterly.
- JJ. ESTABLISH – BUS ZONE – Cesar Chavez St, north side, from Harrison St to 100-feet easterly.
- KK. REMOVE – BUS ZONE – Sutter Street, north side, from Fillmore Street to 135 feet easterly.
- LL. ESTABLISH – BUS ZONE – Sutter Street, north side, from Fillmore Street to 85 feet westerly
- MM. REMOVE – BUS ZONE – Fillmore Street, east side, from Sutter Street to 86 feet southerly.
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- PP. ESTABLISH – STOP SIGNS – Stopping Stanford Heights Avenue at Los Paltos Drive; Stopping both Justin Drive and Murray Street; and Stopping Benton Avenue at Justin Drive.
- QQ. ESTABLISH – UNMETERED MOTORCYCLE PARKING – Montgomery Street, east side, from 10 to 17 feet north of Alta Street.
- RR. ESTABLISH – METERED TOUR BUS PARKING ONLY, 2-HOUR TIME LIMIT, 7AM-7PM EVERYDAY – North Point Street, south side, from 55 feet to 90 feet west of Kearny St.
- SS. ESTABLISH – CROSSWALK – Crossing Ocean Avenue, east side, at I-280 On-Ramp.
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- XX. ESTABLISH – STOP SIGNS – Stopping Shrader Street at Alma Street.



- YY. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Z, 2-HOUR LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY – Chattanooga Street (100 Block), both sides, between 22nd and 23rd Streets.
- ZZ. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Quincy Street, both sides, from Pine Street to its southerly terminus.
- AAA. ESTABLISH – RIGHT TURN ONLY – EXCEPT BICYCLES – Grove Street, eastbound and westbound at Divisadero Street.
- BBB. ESTABLISH – TOW-AWAY, NO STOPPING, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY – Mariposa Street, south side, between Indiana and Tennessee Streets.
- CCC. ESTABLISH – COMPACT STALL – 15<sup>th</sup> Avenue and Irving Street, south side, from 10 to 25 feet west of 15<sup>th</sup> Avenue.
- DDD. ESTABLISH – PARKING METERS (NO TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – Townsend Street, both sides, between 5th and 7th Streets; Bluxome Street, south side, from 5th Street to 275 feet east of 6th Street; 6th Street, west side, from Townsend to Bluxome Streets; and 7th Street, east side, from Townsend to King Streets.
- EEE. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10 PM, DAILY – 6th Street, east side, from Townsend to Bluxome Streets.
- FFF. ESTABLISH – TOWAWAY, NO STOPPING ANYTIME – Ocean Avenue, north side, from I 280 N on-ramp to I 280 S off-ramp. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Acting as the Parking Authority Commission, supporting the formation of the Civic Center Community Benefit District. (Explanatory documents include a staff report, resolution and map.) (Bond Yee)

(10.4) Recommending that the Board of Supervisors adopt a proposed ordinance to move Police Code Sections 1078(a), 1105, 1110, 1145 to Division I of the Transportation Code, and enacting Transportation Code, Division I, Section 3.1(f) and Sections 7.2.5 through 7.2.10 to enact misdemeanor offenses related to the operation of motor vehicles for hire and to authorize employees of Taxi Services to enforce specified parking regulations related to taxicabs. (Explanatory documents include a staff report, resolution and proposed ordinance.) (Debra Johnson)

(10.5) Authorizing the Executive Director/CEO to advertise a Request for Proposals for Contract No. CS-163, Brokerage Services for an Owner Controlled Insurance Program for the Central Subway Project, to evaluate proposals and negotiate a contract to establish an insurance program for the Central Subway Project. (Explanatory documents include a staff report, resolution, financial plan and RFP.) (Carter Rohan)

(10.6) Authorizing the Executive Director/CEO to execute Contract No. CS-164, Central Subway Project Owners Protective Professional Indemnity Insurance Services Agreement with Arthur J. Gallagher & Co Insurance Brokers of California and bind layers of Protective Professional Indemnity Insurance coverage for the Central Subway Project with insurers for total coverage amounts not less than \$30,000,000, for broker's fees commensurate to final value of insurance coverage procured, total costs not to exceed \$6,800,000 and for a term not to exceed ten years. (Explanatory documents include a staff report, resolution, contract and financial plan.) (Carter Rohan)

(10.7) Authorizing the Executive Director/CEO to execute Contract No. 1242, 5 Fulton Ductbank Construction, to build and maintain the fixed guide way, with Con-Quest/Abbett Electric, in an amount not to exceed \$6,053,975 and a term of 365 calendar days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

(10.8) Amending the SFMTA Board of Directors' Rules of Order Article 4, Section 1 to change the start time of SFMTA Board of Directors meetings from 12 noon to 1:00 pm, effective November 2, 2010. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

#### REGULAR CALENDAR

11. Presentation and Discussion regarding Debt Financing (continuation of Prop A mandated training). (Explanatory documents include a slide presentation.) (Sonali Bose)

12. Authorizing the Executive Director/CEO to repeal the Translink/Clipper limited use card fee, retroactive to October 1, 2010, by repealing Section 312 of the Transportation Code, Division II, to eliminate the fee. (Explanatory documents include a staff report, resolution and Transportation Code.) (Sonali Bose)

13. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Rachid Soulane v. CCSF, Superior Court, #CGC 05445542 filed on 10/05/05 for \$103,500

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

6. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

14. Announcement of Closed Session.

15. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, October 19, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

SPECIAL MEETING AND CLOSED SESSION  
10:00 A.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

GOVERNMENT  
DOCUMENTS DEPT

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 10:05 a.m.

### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on "vibrate" cause microphone interference and requested that they be placed in the "off" position.

### 4. Approval of Minutes

On motion to approve the minutes of the September 7, 2010 Regular Meeting: unanimously approved.

On motion to approve the minutes of the September 21, 2010 Special Meeting: unanimously approved.

### 5. Communications

Board Secretary Boomer stated that the anticipated litigation and the performance evaluation of the Executive Director in closed session had been removed from the agenda at the request of staff.

### 6. Introduction of New or Unfinished Business by Board Members

Director Heinicke requested a proposal and timeline regarding peak time taxicabs. He also requested a hearing regarding recent service interruptions in the subway.

In response to a comment by Director Brinkman, Exec. Director/CEO Ford stated that he would provide information regarding the SFMTA's traffic calming efforts, particularly for Monterey Blvd.

Director Oka commented that ramped taxis are getting ticketed and are not being allowed to drop off disabled patrons at AT&T Park.

## PUBLIC COMMENT:

Mark Gruberg inquired as to why King Street couldn't be used for a taxi stand. Dropping off people with disabilities on Second or Third Streets leaves them with a long walk. Regarding peak time taxis, he stated that the need for a hearing is clearly stated in the rules. If more permits are to be issued, there must be a hearing. He also discussed the program to add 50-100 electric vehicles to be used as taxis. The program is apparently completely decided, but only Yellow Cab is involved. There has been no public process about it.

### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Executive Director/CEO Ford presented Special Recognition Awards to Glenda Lavigne, transit fare inspector, Transit Services and James Flores, transit fare inspector, Transit Services.

Chairman Nolan asked the Board Secretary to call Item 11. He stated that the Board would return to the ED Report following completion of Item 11.

Exec. Director/CEO Ford and Chief John Murphy discussed how the SFMTA responds to hate crimes including how staff is trained.

Carter Rohan, senior director, Capital Projects and Construction reviewed the status of the automatic fare collection project including the installation of new fare gates.

Exec. Director/CEO Ford, discussed phase two of the Limited Performance Audit initiated by the Board of Supervisors and Transportation Authority. This audit will evaluate whether the SFMTA is efficiently and effectively managing its capital program.

### 8. Citizens' Advisory Council Report

No report.

### 9. Public Comment

Mark Gruberg discussed the electric vehicle program that was developed without any input. Other companies should have been given the opportunity to participate. This program gives a competitive advantage to one company over others. These vehicles will impact the decision on the proper number of cabs.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Earl Harrell vs. CCSF, Superior Ct., #CGC09491971 filed on 8/28/09 for \$8,150.08
- B. Pearlie Contreras vs. CCSF, Superior Ct., #CGC09495189 filed on 12/14/09 for \$15,000
- C. Curtis Rollins vs. CCSF, Superior Ct., #490789 filed on 7/24/09 for \$15,000
- D. Kelly Kersting vs. CCSF, Superior Ct., #484977 filed on 2/13/09 for \$30,000

Item 10.1 was removed from the Consent Calendar by a member of the Board of Directors. Director Heinicke requested information regarding LRV steps.

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

### RESOLUTION 10-127

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – 17th Street, south side, from 35 feet west of Corbin Place to 35 feet east of Corbin Place.
- B. ESTABLISH – LEFT LANE MUST TURN LEFT – Brannan Street, westbound, at 7<sup>th</sup> Street.
- C. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Brannan Street, north side, from 7th Street to 46 feet easterly.
- D. ESTABLISH – COMMERCIAL VEHICLE LOADING 30 MINUTES - 7AM to 6PM, MONDAY TO FRIDAY – Brannan Street, north side, from 46 to 86 feet east of 7th Street.
- E. REVOKE – COMMERCIAL VEHICLE LOADING 30 MINUTES - 7AM to 6PM, MONDAY TO FRIDAY – Brannan Street, north side, from 14 to 53 feet east of 7<sup>th</sup> Street.
- F. ESTABLISH – PARALLEL PARKING – Geary Blvd., south side, between 14<sup>th</sup> and 15<sup>th</sup> Aves.
- G. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Villa Terrace, both sides, between Twin Peaks Boulevard and Pemberton Place.
- H. RESCIND – RESIDENTIAL PERMIT PARKING AREA S AND Z, 8 AM TO 9 PM, MONDAY THROUGH FRIDAY – 100 block of Vicksburg St, between 23<sup>rd</sup> and Elizabeth Sts.
- I. ESTABLISH – RESIDENTIAL PERMIT PARKING AREA S AND Z, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY – 100 block of Vicksburg St., between 23<sup>rd</sup> and Elizabeth Sts.



- J. RESCIND – NO STOPPING EXCEPT TRUCK LOADING 30-MINUTE LIMIT, 8AM – 8PM, MONDAY TO SATURDAY, ESTABLISH – METERED GENERAL PARKING 1-HOUR LIMIT, 9AM-6PM, MONDAY TO SATURDAY – 16<sup>TH</sup> Street, north side, from 29 feet to 67 feet west of Noe Street.
- K. ESTABLISH – NO STOPPING EXCEPT TRUCK LOADING 30-MINUTE LIMIT, 8AM – 8PM, MONDAY TO SATURDAY – 16<sup>TH</sup> Street, north side, from 7 feet to 29 feet west of Noe Street.
- L. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, north side, from Noe Street to 108 feet east.
- M. ESTABLISH – 3 METERED MOTORCYCLE PARKING SPACES – Market Street, north side, from 108 feet to 130 feet east of Noe Street.
- N. ESTABLISH – YELLOW METERED ZONE, 7AM – 6PM, MONDAY TO FRIDAY – Market Street, north side, from 152 feet to 174 feet east of Noe Street.
- O. ESTABLISH – BICYCLE LANE – Market Street, westbound, from Noe Street to 240 feet east.
- P. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, south side, from 97 feet to 137 feet west of Noe Street
- Q. ESTABLISH – BICYCLE LANE – Market Street, eastbound, from Noe Street to 220 feet west.
- R. ESTABLISH – BICYCLE LANE – Market Street, westbound, from Sanchez Street to 220 feet east.
- S. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, south side, from 50 feet to 93 feet west of Sanchez Street.
- T. ESTABLISH – 5 METERED MOTORCYCLE PARKING SPACES – Market Street, south side, from 93 feet to 116 feet west of Sanchez Street.
- U. ESTABLISH – BICYCLE LANE – Market St., eastbound, from Sanchez St. to 220 feet west.
- V. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, south side, from 51 feet to 95 feet west of Dolores Street.
- W. ESTABLISH – BICYCLE LANE – Market Street, eastbound, from Dolores Street to 150 feet west.
- X. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, north side, from 50 feet east to 72 feet east of Duboce Avenue.
- Y. ESTABLISH – BICYCLE LANE – Market St, westbound, from Duboce Ave. to 185 feet east.
- Z. INSTALL - SIDEWALK NARROWING – Market Street, north side, from Duboce Avenue to 35 feet east.
- AA. INSTALL – SIDEWALK WIDENING – Market Street, north side, from 35 feet to 110 feet east of Duboce Avenue.
- BB. ESTABLISH – TOW-AWAY, NO STOPPING ANYTIME – Market Street, north side, from 30 feet east to 52 feet east of Laguna Street.
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- FFF. ESTABLISH – TOWAWAY, NO STOPPING ANYTIME – Ocean Avenue, north side, from I 280 N on-ramp to I 280 S off-ramp. (Explanatory documents include a staff report and resolution.) (Bond Yee)

RESOLUTION 10-128

(10.3) Acting as the Parking Authority Commission, supporting the formation of the Civic Center Community Benefit District. (Explanatory documents include a staff report, resolution and map.)  
(Bond Yee)

Item 10.3 was removed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT on Item 10.3:

Jim Haas requested a verbal presentation. He stated that stakeholders are interested in security. This requires a contribution by all property owners.

RESOLUTION 10-129

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

(10.4) Recommending that the Board of Supervisors adopt a proposed ordinance to move Police Code Sections 1078(a), 1105, 1110, 1145 to Division I of the Transportation Code, and enacting Transportation Code, Division I, Section 3.1(f) and Sections 7.2.5 through 7.2.10 to enact misdemeanor offenses related to the operation of motor vehicles for hire and to authorize employees of Taxi Services to enforce specified parking regulations related to taxicabs. (Explanatory documents include a staff report, resolution and proposed ordinance.) (Debra Johnson)

Item 10.4 was removed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT on Item 10.4:

Mark Gruberg stated that there are prohibitions against doormen at hotels who take kickbacks. He expressed concern about the section that deals with gifts and gratuities. The legislation would make it a misdemeanor but it would have to be proven that money is exchanged for a favor. Most is protection money. This is a standard pervasive practice at most cab companies that needs to be dealt with.

Charles Rathbone stated that they agree with the intent of the legislation but as written it would criminalize the dispatch system that brings over 3,000 rides to Luxor Cab. This is a legitimate business relationship. He suggested language regarding the exemption of referral services. Vendors such as Cabulous are illegal dispatch companies and they should play by the same rules and restrictions.

Item 10.4 was continued to a future meeting.

(10.5) Authorizing the Executive Director/CEO to advertise a Request for Proposals for Contract No. CS-163, Brokerage Services for an Owner Controlled Insurance Program for the Central Subway Project, to evaluate proposals and negotiate a contract to establish an insurance program for the Central Subway Project. (Explanatory documents include a staff report, resolution, financial plan and RFP.) (Carter Rohan)

#### RESOLUTION 10-130

(10.6) Authorizing the Executive Director/CEO to execute Contract No. CS-164, Central Subway Project Owners Protective Professional Indemnity Insurance Services Agreement with Arthur J. Gallagher & Co Insurance Brokers of California and bind layers of Protective Professional Indemnity Insurance coverage for the Central Subway Project with insurers for total coverage amounts not less than \$30,000,000, for broker's fees commensurate to final value of insurance coverage procured, total costs not to exceed \$6,800,000 and for a term not to exceed ten years. (Explanatory documents include a staff report, resolution, contract and financial plan.) (Carter Rohan)

#### RESOLUTION 10-131

Item 10.6 was removed from the agenda at the request of a member of the Board of Directors. Director Rohan responded to Director Heinicke's inquiry regarding the cost of the program.

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

(10.7) Authorizing the Executive Director/CEO to execute Contract No. 1242, 5 Fulton Ductbank Construction, to build and maintain the fixed guide way, with Con-Quest/Abbott Electric, in an amount not to exceed \$6,053,975 and a term of 365 calendar days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

#### RESOLUTION 10-132

(10.8) Amending the SFMTA Board of Directors' Rules of Order Article 4, Section 1 to change the start time of SFMTA Board of Directors meetings from 12 noon to 1:00 pm, effective November 2, 2010. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

#### RESOLUTION 10-133

No public comment.

On motion to approve the Consent Calendar (Items 10.1, 10.3, 10.4 and 10.6 severed):

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

#### REGULAR CALENDAR

11. Presentation and Discussion regarding Debt Financing (continuation of Prop A mandated training). (Explanatory documents include a slide presentation.) (Sonali Bose)



Ben Rosenfield, City Controller; Terrie Williams, acting Chief Financial Officer; Vincent McCarley, Backstrom, McCarley, Berry; Peter Shellenberger, the PFM group; and Peter Ross, Ross Financial, presented the report

No public comment.

Director Beach requested information regarding the San Francisco Municipal Railway Improvement Corporation and what projects it has financed.

12. Authorizing the Executive Director/CEO to repeal the Translink/Clipper limited use card fee, retroactive to October 1, 2010, by repealing Section 312 of the Transportation Code, Division II, to eliminate the fee. (Explanatory documents include a staff report, resolution and Transportation Code.) (Sonali Bose)

No public comment.

RESOLUTION 10-134

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

13. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 11:55 a.m.

2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka



Also present: Nathaniel Ford, executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
John Haley, director, Transit Services  
Terrie Williams, acting chief financial officer  
Bond Yee, director, Sustainable Streets

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

A. Rachid Soulane v. CCSF, Superior Court, #CGC 05445542 filed on 10/05/05 for \$103,500

RESOLUTION 10-135

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

This item was removed from the agenda at the request of staff.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A

To discuss:

X Wages  
X Hours  
X Benefits  
X Working Conditions  
X Other

6. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

This item was removed from the agenda at the request of staff.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 12:10 p.m.

14. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss Soulane vs. CCSF with the City Attorney. The Board of Directors voted unanimously to settle the case. The Board also discussed labor negotiations but took no action.

15. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 12:12p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, November 2, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
1 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

10-29-10P02:16 RCVD

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Roberta Boomer at 415.701.4505. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 1 South Van Ness Ave. 7<sup>th</sup> Floor during regular business hours and are available on-line at [www.sfmta.com/mtab](http://www.sfmta.com/mtab). Public comment will be taken on each item before or during consideration of the item.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chairman may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Frank Darby, Jr. by mail to Administrator, Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102.4689; by phone at 415 554.7724; by fax at 415 554.7854; or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org).

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.

## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes

-October 19, 2010 Special Meeting

5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Overview of Rail Service
- Overview of incidents based on protected classes
- Ongoing Activities

8. Citizens' Advisory Council Report
9. Taxi Advisory Council Report
10. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

11. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(11.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Anne Thayer vs. CCSF, Superior Ct., #444325 filed on 8/23/05 for \$1,000.00
- B. Moon Kim vs. CCSF, Superior Ct., #CGC09495285 filed on 12/17/09 for \$30,000

(11.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Loomis Street, west side, from Waterloo Street to 20 feet northerly; Loomis Street, west side, from Waterloo Street to 10 feet southerly; and Loomis Street, east side, from 26 feet south of Waterloo Street to 191 feet north of Waterloo Street.(Explanatory documents include a staff report and resolution.) (Bond Yee)

(11.3) Approving amendments to Division II of the San Francisco Transportation Code to change the territorial limits included in Parking Meter Zone Three, establish Parking Meter Zone Five, and set applicable motorcycle parking meter rates within Parking Meter Zone Five. (Explanatory documents include a staff report, resolution and Transportation Code) (Terrie Williams)

(11.4) Approving amendments to Articles 300 and 500 of the Transportation Code, to impose restrictions for commercial passenger vehicles on certain street segments, fix penalties for violation of those restrictions, and make a technical correction and clarification. (Explanatory documents include a staff report, resolution and Transportation Code.) (Bond Yee)

#### REGULAR CALENDAR

12. Presentation and discussion regarding the FY11 First Quarter Financial Report. (Explanatory documents include a slide presentation.) (Terrie Williams)

13. Authorizing the Executive Director/CEO to enter into a Memorandum of Understanding with the 311 Call Center, Board of Supervisors, Building Inspection, Business and Economic Development, Central Shops, City Attorney's Office, City Planning, Civil Service, Controller's Office, District Attorney's Office, Environment, Human Resources, Human Rights, Labor Standards Enforcement, Mayor's Office, Police, Public Health, Public Works, Public Utilities, Purchasing, Real Estate, Risk Manager, Social Services, Tax Collector and Technology. (Explanatory documents include a staff report, resolution and MOUs.) (Terrie Williams)

14. Presentation and discussion regarding the status of the Van Ness and Geary Bus Rapid Transit Projects. (Explanatory documents include a slide presentation.) (Bond Yee)

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION



CLOSED SESSION

1. Call to Order
2. Roll Call
3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

- A. Frank Jones v. CCSF, Superior Court, #CGC 08482131 filed on 11/20/08 for \$250,000
- B. Caroline Nguyen vs. CCSF, Superior Ct. #CGC10504537 filed on 10/12/10

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A and TWU, Local 200

To discuss:

- X   Wages
- X   Hours
- X   Benefits
- X   Working Conditions
- X   Other

6. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

16. Announcement of Closed Session.

17. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, November 2, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
1:00 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 1:03 p.m.

### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke – absent at Roll Call  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

On motion to approve the minutes of the October 19, 2010 Special Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

Chairman Nolan requested that after the presentation of the Special Recognition Awards, the remaining items on the Executive Director’s Report be postponed until after the closed session.

### 6. Introduction of New or Unfinished Business by Board Members

Director Beach requested a report on the advertising program regarding windows that are covered with ads.

### 7. Executive Director’s Report (For discussion only)

- Special Recognition Award
- Overview of Rail Service
- Overview of incidents based on protected classes
- Ongoing Activities



Exec. Director/CEO Ford recognized Neville Hunt, principle administrative analyst and Patricia Wu, senior administrative analyst, from the Transit Services division and Joe Crimoli, Mary Donovan and Reggie Smith, Employee Wellness, Administration, Taxis and Accessible Services Division.

Director Heinicke arrived.

Following closed session, the Board returned to the Executive Director's Report.

John Haley, director, Transit Services, presented an overview of subway service.

Virginia Harmon, manager, Equal Opportunity Office, presented an overview of incidents based on protected classes.

#### 8. Citizens' Advisory Council Report

Daniel Murphy, chairman, Citizen's Advisory Council, presented the report.

#### 9. Taxi Advisory Council Report

Chris Sweiss, chairman, Taxi Advisory Council, presented the report.

#### PUBLIC COMMENT:

Barry Taranto stated that Mr. Sweiss has done a great job as the elected chair of the Taxi Advisory Council. The make up of the TAC is wonderful. Mr. Taranto expressed concern regarding providing the TAC with adequate feedback and their process for taking public comment. He is also concerned that the industry is seen as a cash cow rather than focusing on how to make it better for passengers and drivers.

Chairman Nolan requested feedback regarding the temporary taxi stand at AT&T Park.

#### 10. Public Comment

Bob Planthold stated that nothing has happened to a liability issue regarding buses that lack pull cords across the seats where seniors and people with disabilities sit. This has been reported in the past but it continues to happen. It only requires a simple visual inspection. It doesn't require a major purchase.

Charles Rathbone expressed appreciation for the temporary cab stand at the ballpark and urged the SFMTA to make the stand permanent. The Taxi Services division has had to cancel classes for new drivers. While there is no immediate crisis, things can change quickly.





Barry Taranto expressed hope that Director Brinkman learns how drivers make money. The industry is semi-independent. Taxi drivers aren't employed by the city. A ride on the 9 San Bruno bus was traumatic because of how the bus driver treated people. Bus drivers need to ensure that everyone pays their fair share. The cab stand at Third and King should be permanent. He expressed concern regarding representation from staff at an ISCOTT meeting.

Mark Gruberg stated that millions of dollars are being funded through the MTC for an electric taxi project. This project was put forward by private companies and seems to sidestep the regulatory process. The SFMTA has had no input into it. This could put 50-75 more cabs on the streets. The person involved in the city's clean air program who likely had a hand in this is now working for the private company that is promoting this deal. Credit card processing rules are highly unfavorable to drivers. Drivers have to pay a five percent processing fee and yet the advertising revenue doesn't go to them. 90 percent goes to cab companies and ten percent goes to a drivers' fund.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

11. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(11.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Anne Thayer vs. CCSF, Superior Ct., #444325 filed on 8/23/05 for \$1,000.00
- B. Moon Kim vs. CCSF, Superior Ct., #CGC09495285 filed on 12/17/09 for \$30,000

#### RESOLUTION 10-136

(11.2) Approving the following traffic modifications:

- A. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Loomis Street, west side, from Waterloo Street to 20 feet northerly; Loomis Street, west side, from Waterloo Street to 10 feet southerly; and Loomis Street, east side, from 26 feet south of Waterloo Street to 191 feet north of Waterloo Street.(Explanatory documents include a staff report and resolution.)  
(Bond Yee)



#### RESOLUTION 10-137

(11.3) Approving amendments to Division II of the San Francisco Transportation Code to change the territorial limits included in Parking Meter Zone Three, establish Parking Meter Zone Five, and set applicable motorcycle parking meter rates within Parking Meter Zone Five. (Explanatory documents include a staff report, resolution and Transportation Code) (Terrie Williams)

#### RESOLUTION 10-138

(11.4) Approving amendments to Articles 300 and 500 of the Transportation Code, to impose restrictions for commercial passenger vehicles on certain street segments, fix penalties for violation of those restrictions, and make a technical correction and clarification. (Explanatory documents include a staff report, resolution and Transportation Code.) (Bond Yee)

Item 11.4 was severed from the Consent Calendar at the request of a member of the public.

PUBLIC COMMENT on Item 11.4:

Barry Taranto stated this should be a separate item on the agenda as it has created a lot of news in the past and is a big deal. He wondered if taxi issues are involved and how this impacts commercial passenger vehicles. There are an increasing number of company buses that drive on certain streets.

#### RESOLUTION 10-139

On motion to approve the Consent Calendar (Item 11.4 severed):

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

#### REGULAR CALENDAR

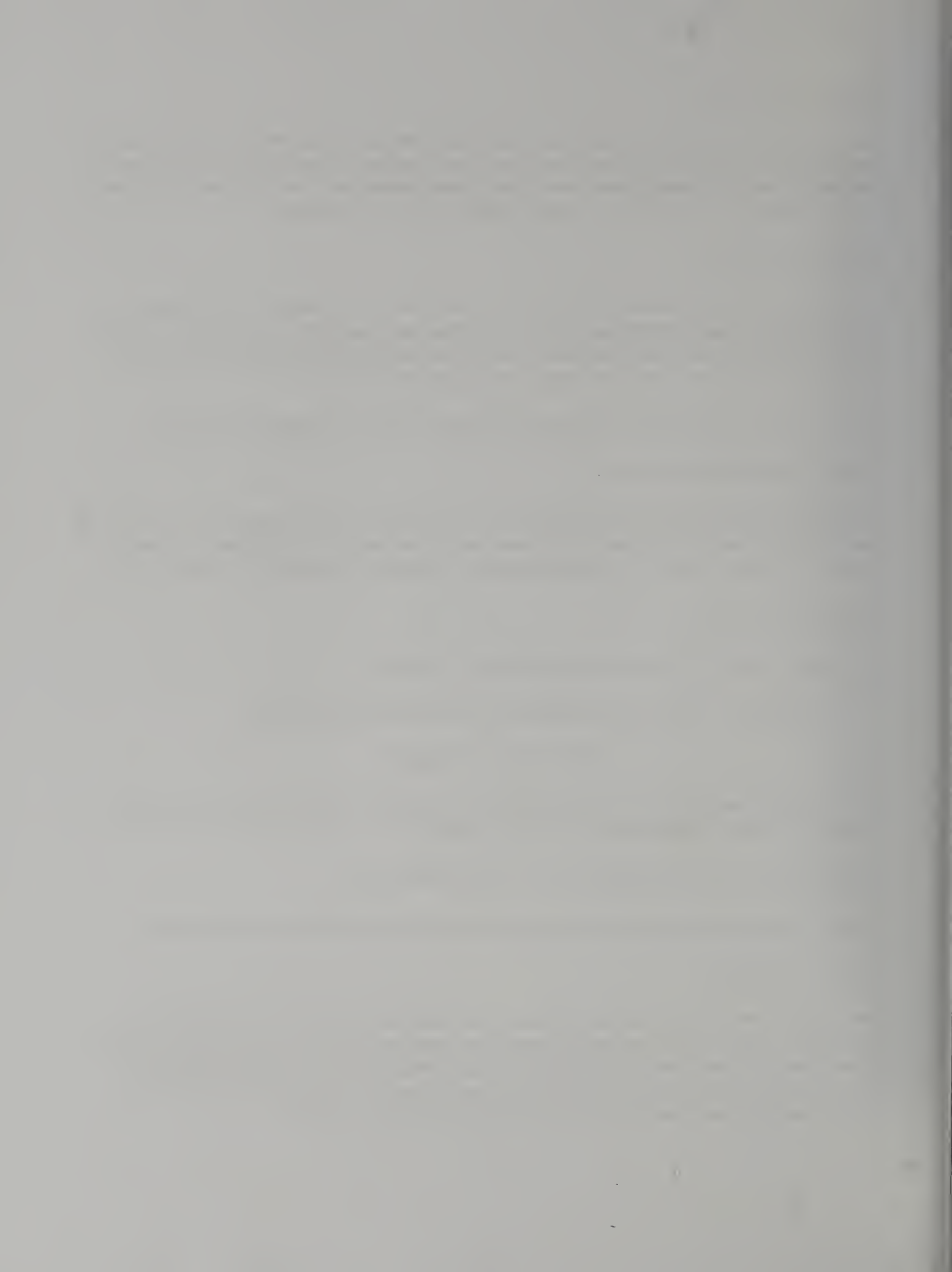
12. Presentation and discussion regarding the FY11 First Quarter Financial Report. (Explanatory documents include a slide presentation.) (Terrie Williams)

Terrie Williams, acting chief financial officer, presented the report.

Director Brinkman requested that staff examine the idea of graduated fines in a calendar year.

PUBLIC COMMENT:

Barry Taranto said that there are huge red flags. The public deserves to know what happened to Sonali Bose. There is a huge amount of money from medallion sales that is going into the SFMTA's general fund. It's false to say that the SFMTA is under budget. Taxis are budgeted differently. PCO's shouldn't be removed from their beats for special service. The SFMTA should bill at the overtime rate for those events. PCO's should be part of Bond Yee's division.





Forrest Schmidt stated that the Board should remember the rich when considering new sources of revenue. The rest of us are poor and struggling. PCO's have expressed concern that they're being over dispatched to poor neighborhoods which leads to increased conflict with their neighbors. The more access that the wealthy have to free tickets means they don't pay tickets. The SFMTA should find ways to get money from people who have it to subsidize public transit. Bus drivers are being demonized for a problem that they didn't create.

13. Authorizing the Executive Director/CEO to enter into a Memorandum of Understanding with the 311 Call Center, Board of Supervisors, Building Inspection, Business and Economic Development, Central Shops, City Attorney's Office, City Planning, Civil Service, Controller's Office, District Attorney's Office, Environment, Human Resources, Human Rights, Labor Standards Enforcement, Mayor's Office, Police, Public Health, Public Works, Public Utilities, Purchasing, Real Estate, Risk Manager, Social Services, Tax Collector and Technology. (Explanatory documents include a staff report, resolution and MOUs.) (Terrie Williams)

**PUBLIC COMMENT:**

Barry Taranto stated that there is an MOU between Taxi Services and the SFPD regarding how to do enforcement. He questioned whether it has been enforced and suggested it was being ignored or being enforced in a different way. He questioned what actions could be taken if a department doesn't cooperate. There should be an agreement about what to do and how to enforce laws already on the books.

**RESOLUTION 10-140**

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

14. Presentation and discussion regarding the status of the Van Ness and Geary Bus Rapid Transit Projects. (Explanatory documents include a slide presentation.) (Bond Yee)

Tim Papandreou, deputy director, Sustainable Streets, presented the staff report.

**PUBLIC COMMENT:**

Tilly Chang, San Francisco Transportation Authority, expressed appreciation for the opportunity to present the cooperative work on these pioneering efforts. This is an opportunity to transform public transit. There is much enthusiasm and excitement around the project. The region has been supportive. Van Ness BRT has earned one of two slots in the FTA pipeline for regional priority.

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.



On motion to invoke the attorney-client privilege: unanimously approved.

## RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

#### 1. Call to Order

Chairman Nolan called the closed session to order at 3:00 p.m.

#### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

Also present: Nathaniel Ford, executive director/CEO

3. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (a) (3), the Municipal Transportation Agency Board of Directors will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

### CONFERENCE WITH LEGAL COUNSEL

#### Existing Litigation:

A. Frank Jones v. CCSF, Superior Court, #CGC 08482131 filed on 11/20/08 for \$250,000

### RESOLUTION 10-141

#### On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

B. Caroline Nguyen vs. CCSF, Superior Ct. #CGC10504537 filed on 10/12/10

Also present: Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
John Haley, director, Transit Services  
Bond Yee, director, Sustainable Streets





Reggie Mason, director, Safety and Training  
Terrie Williams, acting director, Finance and Information Technology  
Virginia Harmon, manager, Equal Opportunity Office  
Brett Fletcher, intern, City Attorney's Office  
Bo Zheng, intern, City Attorney's Office

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

This item was removed from the agenda and was not discussed.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A and TWU, Local 200

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

Also present: Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
John Haley, director, Transit Services  
Bond Yee, director, Sustainable Streets  
Reggie Mason, director, Safety and Training  
Terrie Williams, acting director, Finance and Information Technology



Virginia Harmon, manager, Equal Opportunity Office  
Carole Stevens, attorney  
Gina Roccanova, deputy city attorney  
Brett Fletcher, intern, City Attorney's Office  
Bo Zheng, intern, City Attorney's Office

6. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:40 p.m.

16. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss the Jones and Nguyen vs. CCSF cases with the City Attorney. The Board of Directors voted unanimously to settle the Jones case but took no action with regard to the Nguyen case. The Board also discussed labor negotiations and the performance evaluation of the ED/CEO but took no action. There was no discussion of anticipated litigation.

17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 5:13 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, November 16, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
1 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

11-12-10A09:36 RCVD

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## ACCESSIBLE MEETING POLICY

The San Francisco Municipal Transportation Agency Board of Directors meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

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## KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - November 2, 2010 Regular Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Legislative Update
  - Service review of Giants post-season games and parade
  - Ongoing Activities
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

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## CONSENT CALENDAR

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(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:



- A. Pamela Coates vs. CCSF, Superior Ct. #CGC9490837 filed on 7/27/09 for \$9,144.34
- B. Luong Huynh vs. CCSF, Superior Ct. #501088 filed on 6/25/10 for \$33,000
- C. Ari Ades vs. CCSF, Superior Ct. #CGC9491579 filed on 11/10/09 for \$99,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – STOP SIGNS – Andover Street and Eugenia Street.
- B. ESTABLISH – TOW-AWAY, NO STOPPING, 10 PM TO 6 AM, DAILY – Fairfax Avenue, both sides, between Keith and Mendell Streets.
- C. REVOKE – TOW AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from 82 to 42 feet west of Ramsell Street.
- D. ESTABLISH – TOW AWAY NO STOPPING ANYTIME – Holloway Avenue, north side, from 26 to 51 feet east of De Soto Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director/CEO to execute a Cost-Sharing Agreement for Paratransit Services with BART requiring BART to reimburse the SFMTA for providing ADA Paratransit services within San Francisco for a period of up to ten years. (Explanatory documents include a staff report, resolution and agreement.) (Debra Johnson)

(10.4) Authorizing the award of Contract No. 1237, Muni Metro Subway Escalator Rehabilitation – Phase I, to KONE in an amount not to exceed \$2,367,800 and for a term not to exceed 535 calendar days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

(10.5) Authorizing the Executive Director/CEO to execute the First Amendment to Contract No. CS – 159, Transbay Transit Center Program Services, for Parking Control Officer services during operation of the Temporary Transbay Terminal, to increase the contract amount by \$997,698 to revised contract amount of \$3,280,677, and to extend the contract term to December 15, 2015. (Explanatory documents include a staff report, resolution and amendment.) (John Haley)

(10.6) Authorizing the Executive Director/CEO to execute the Sixth Amendment to Contract #08-1045, Red Light Camera Enforcement Program with ACS State & Local Solutions to extend the existing contract for an additional four months to April 30, 2011. (Explanatory documents include a staff report, resolution and amendment.) (Bond Yee)

## REGULAR CALENDAR

11. Recommending that the Board of Supervisors adopt a proposed ordinance to move Police Code Sections 1078(a), 1105, 1110, 1145 to Division I of the Transportation Code, enacting Transportation Code, Division I, Section 3.1(f) and Sections 7.2.5 through 7.2.10 related to the operation of motor vehicles for hire, and authorize employees of Taxi Services to enforce specified parking regulations related to taxicabs. (Explanatory documents include a staff report, resolution and ordinance.) (Debra Johnson)





12. Adopting amendments to Sections 310, 1102, 1109, 1117, and 1118 of Division II of the San Francisco Transportation Code to streamline the investigation and hearing process for Medallion applicants, increase public participation in the process, clarify the process for settlement of citations and complaints, and revise various provisions related to the Full-Time Driving requirement. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

13. Approving amendments to Division II of the Transportation Code by amending Section 106 to remove parking exemptions for City vehicles or vehicles operated by City employees unless a valid SFMTA Parking Permit is displayed. (Explanatory documents include a staff report, resolution and amendments.) (Sonali Bose)

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

#### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

#### CLOSED SESSION

1. Call to Order

2. Roll Call

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

#### CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

#### CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A and TWU, Local 200

To discuss:



X Wages  
X Hours  
X Benefits  
X Working Conditions  
X Other

5. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).





SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, November 16, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
1:00 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

GOVERNMENT  
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## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 1:00 p.m.

### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke – absent at Roll Call  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on “vibrate” cause microphone interference and requested that they be placed in the “off” position.

### 4. Approval of Minutes

On motion to approve the minutes of the November 2, 2010 Regular Meeting: unanimously approved (Heinicke-absent).

### 5. Communications

At the request of Chairman Nolan, acting Executive Director Rohan reported on the recent assault on a Cable Car conductor.

### 6. Introduction of New or Unfinished Business by Board Members

Chairman Nolan requested a presentation on the SFMTA’s plan for pedestrian safety. Director Brinkman requested that staff discuss lowering the speed limit as part of the report.

### 7. Executive Director’s Report (For discussion only)

- Legislative Update
- Service review of Giants post-season games and parade
- Ongoing Activities

Director Heinicke arrived.

Acting Exec. Director Rohan discussed funding for the Central Subway Project.

Debra Johnson, director, Administration, Taxi and Accessible Services, presented an update on the outcome of the recent election.

Director Beach requested information regarding the impact of Prop 26 on the SFMTA.

John Haley, director, Transit Services, reviewed Muni service during the Giants Season including post-season games and parade.

#### 8. Citizens' Advisory Council Report

No report.

#### 9. Public Comment

Herbert Weiner compared the SFMTA to a 1932 film entitled "The Hurricane Express" and presented the first annual wrecker award and a DVD of the film to Exec. Director Ford. The award was presented by "Under the Wheels", an organization of stakeholders.

Rory Hodgson stated that parking tickets are issued liberally and are very hard to fight. He urged the SFMTA to lower its budget rather than place the burden on the public.

Charles Rathbone expressed concern regarding the lack of new driver training and urged the SFMTA to restore the training classes.

Dave Schneider stated that there is a petition circulating that would combine taxi driver protection and keep regular dispatch systems in cabs but also include a real-time GPS system in cabs. The item should be calendared for public hearing to consider safety.

Roxanne Caldera stated that they've been working to get Muni to hire locally for projects using federal dollars. Sup. Avalos has introduced legislation that would mandate local hiring. She would like to discuss Mr. Ford's concerns with him. The good faith approach to local hiring has failed. Local hiring is at an all time low with only 20% of residents working on projects. She asked the Board to support the Avalos legislation.

Nathan Dwiri stated that there are 100 people waiting to get a job but there's a hang up at the SFMTA.

Director Heinicke requested that staff work on addressing the issue raised by Mr. Dwiri.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL

TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

- A. Pamela Coates vs. CCSF, Superior Ct. #CGC9490837 filed on 7/27/09 for \$9,144.34
- B. Luong Huynh vs. CCSF, Superior Ct. #501088 filed on 6/25/10 for \$33,000
- C. Ari Ades vs. CCSF, Superior Ct. #CGC9491579 filed on 11/10/09 for \$99,000

### RESOLUTION 10-142

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – STOP SIGNS – Andover Street and Eugenia Street.
- B. ESTABLISH – TOW-AWAY, NO STOPPING, 10 PM TO 6 AM, DAILY – Fairfax Avenue, both sides, between Keith and Mendell Streets.
- C. REVOKE – TOW AWAY NO STOPPING ANYTIME – Holloway Avenue, south side, from 82 to 42 feet west of Ramsell Street.
- D. ESTABLISH – TOW AWAY NO STOPPING ANYTIME – Holloway Avenue, north side, from 26 to 51 feet east of De Soto Street. (Explanatory documents include a staff report and resolution.) (Bond Yee)

### RESOLUTION 10-143

Item 10.2B was severed at the request of a member of the public.

### PUBLIC COMMENT:

John Eaton expressed support for Item 10.2 B.

On motion to approve Item 10.2B:



ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

(10.3) Authorizing the Executive Director/CEO to execute a Cost-Sharing Agreement for Paratransit Services with BART requiring BART to reimburse the SFMTA for providing ADA Paratransit services within San Francisco for a period of up to ten years. (Explanatory documents include a staff report, resolution and agreement.) (Debra Johnson)

RESOLUTION 10-144

(10.4) Authorizing the award of Contract No. 1237, Muni Metro Subway Escalator Rehabilitation – Phase I, to KONE in an amount not to exceed \$2,367,800 and for a term not to exceed 535 calendar days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

RESOLUTION 10-145

(10.5) Authorizing the Executive Director/CEO to execute the First Amendment to Contract No. CS –159, Transbay Transit Center Program Services, for Parking Control Officer services during operation of the Temporary Transbay Terminal, to increase the contract amount by \$997,698 to revised contract amount of \$3,280,677, and to extend the contract term to December 15, 2015. (Explanatory documents include a staff report, resolution and amendment.) (John Haley)

RESOLUTION 10-146

(10.6) Authorizing the Executive Director/CEO to execute the Sixth Amendment to Contract #08-1045, Red Light Camera Enforcement Program with ACS State & Local Solutions to extend the existing contract for an additional four months to April 30, 2011. (Explanatory documents include a staff report, resolution and amendment.) (Bond Yee)

RESOLUTION 10-147

No public comment.

On motion to approve the Consent Calendar (Item 10.2B severed):

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

REGULAR CALENDAR

11. Recommending that the Board of Supervisors adopt a proposed ordinance to move Police Code Sections 1078(a), 1105, 1110, 1145 to Division I of the Transportation Code, enacting Transportation Code, Division I, Section 3.1(f) and Sections 7.2.5 through 7.2.10 related to the operation of motor vehicles for hire, and authorize employees of Taxi Services to enforce specified parking regulations related to taxicabs. (Explanatory documents include a staff report,

resolution and ordinance.) (Debra Johnson)

Items 11 and 12 were called together.

PUBLIC COMMENT on Items 11 and 12:

Charles Rathbone expressed support for both items.

RESOLUTION 10-148

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

12. Adopting amendments to Sections 310, 1102, 1109, 1117, and 1118 of Division II of the San Francisco Transportation Code to streamline the investigation and hearing process for Medallion applicants, increase public participation in the process, clarify the process for settlement of citations and complaints, and revise various provisions related to the Full-Time Driving requirement. (Explanatory documents include a staff report, resolution and amendments.) (Debra Johnson)

RESOLUTION 10-149

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

13. Approving amendments to Division II of the Transportation Code by amending Section 106 to remove parking exemptions for City vehicles or vehicles operated by City employees unless a valid SFMTA Parking Permit is displayed. (Explanatory documents include a staff report, resolution and amendments.) (Sonali Bose)

No public comment.

RESOLUTION 10-150

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

14. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 1:40 p.m.

2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

Also present: Carter Rohan, acting executive director/CEO  
Roberta Boomer, board secretary  
Julia Friedlander, deputy city attorney  
Debra A. Johnson, director, Administration, Taxi and Accessible Services  
John Haley, director, Transit Services  
Sonali Bose, director, Finance and Information Technology  
Bond Yee, director, Sustainable Streets  
Reggie Morrow, director, Safety and Training  
Amit Kothari, deputy director, Off-Street Parking

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A and TWU, Local 200

To discuss:

- ☒ Wages
- ☒ Hours
- ☒ Benefits
- ☒ Working Conditions
- ☒ Other

Also present: Carter Rohan, acting executive director/CEO

Roberta Boomer, board secretary

Julia Friedlander, deputy city attorney

Debra A. Johnson, director, Administration, Taxi and Accessible Services

John Haley, director, Transit Services

Sonali Bose, director, Finance and Information Technology

Bond Yee, director, Sustainable Streets

Reggie Morrow, director, Safety and Training

5. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 2:30 p.m.

15. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss anticipated litigation, labor negotiations and the performance evaluation of the Executive Director/CEO. The Board took no action.


16. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 2:30 p.m.



A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.

A handwritten signature in black ink, appearing to read "R. Boomer". The signature is fluid and cursive, with the first letter "R" being large and prominent.

Roberta Boomer  
Board Secretary

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SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

NOTICE OF MEETING AND CALENDAR

Tuesday, December 7, 2010  
Room 400, City Hall  
1 Dr. Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
1 P.M.

SFMTA BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO

Roberta Boomer  
SECRETARY

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## ACCESSIBLE MEETING POLICY

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## ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. Announcement of prohibition of sound producing devices during the meeting.
4. Approval of Minutes
  - November 16, 2010 Regular Meeting
5. Communications
6. Introduction of New or Unfinished Business by Board Members
7. Executive Director's Report (For discussion only)
  - Special Recognition Award
  - Ongoing Activities
8. Citizens' Advisory Council Report
9. Public Comment

Members of the public may address the SFMTA Board of Directors on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

## CONSENT CALENDAR

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(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

A. Nationwide Ins. vs. CCSF, Superior Ct. #CGC9487190 filed on 4/13/09 for \$6,000

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – LEFT LANE MUST TURN LEFT – Folsom Street, northbound, approaching 19<sup>th</sup> Street.
- B. REVOKE – BUS ZONE – Folsom Street, west side, from 16<sup>th</sup> Street to 75 feet northerly; Folsom Street, northwest corner, at 17<sup>th</sup> Street; Folsom Street, northwest corner, at 20<sup>th</sup> Street; Folsom Street, northwest corner, at 25<sup>th</sup> Street; Folsom Street, southwest corner, at 26<sup>th</sup> Street; Folsom Street, southwest corner, at 25<sup>th</sup> Street; Folsom Street, east side, at 18<sup>th</sup> Street to 100 feet southerly.  
ESTABLISH – BUS ZONE – Folsom Street, west side, from 16<sup>th</sup> to 80 feet southerly; Folsom Street, west side, from 18<sup>th</sup> to 80 feet southerly; Folsom Street, west side, from 20<sup>th</sup> to 80 feet southerly; Folsom Street, west side, from 22<sup>nd</sup> to 80 feet southerly; Folsom Street, west side, from 26<sup>th</sup> to 100 feet northerly; Folsom Street, east side, from 22<sup>nd</sup> to 80 feet northerly; Folsom Street, east side, from 18<sup>th</sup> to 80 feet northerly.
- C. ESTABLISH – TOW AWAY NO PARKING ANYTIME, MIDNIGHT TO 6 AM, EVERYDAY – Tunnel Avenue, both sides, from Lathrop Avenue to the county line.
- D. ESTABLISH – ONE-WAY STREET – Rhode Island Street, southbound, between 25th and 26th Streets.
- E. ESTABLISH – 45 DEGREE ANGLE PARKING – Rhode Island Street, east side, from 25th Street to 345 feet southerly.
- F. ESTABLISH – 90 DEGREE ANGLE PARKING – Rhode Island Street, east side, from 345 feet south of 25th Street to 441 feet southerly.
- G. RESCIND – TOW-AWAY NO STOPPING ANYTIME AND ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT, 9 AM to 6 PM, MONDAY THROUGH SATURDAY) – Clarence Place, east side, from Townsend Street to 255 northerly.
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- M. ESTABLISH – TOW-AWAY, NO PARKING, 10 PM TO 6 AM, DAILY – Mendell Street, between Evans and Fairfax Avenues; and ESTABLISH – TOW-AWAY, NO STOPPING, 10 PM TO 6 AM, DAILY Fairfax Avenue, between Newhall and Mendell Streets.

N. RESCIND – PARKING METERS (NO TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) AND ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10 PM, DAILY) – 6<sup>th</sup> Street, west side, from Townsend to Bluxome Streets.

RESCIND – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10 PM, DAILY AND ESTABLISH – PARKING METERS (NO TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 6<sup>th</sup> Street, east side, from Townsend to Bluxome Streets.

O. ESTABLISH – NO PARKING VEHICLES OVER SIX FEET HIGH – Ulloa Street, both sides, from 19th Avenue 100 feet westerly; Vicente Street, both sides, from 19th Avenue to 100 feet westerly; and Wawona Street, both sides, from 19th Avenue to 100 feet westerly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

(10.3) Authorizing the Executive Director to execute grant agreements for the Fiscal Year 09/10 Bicycle Facility Program to fund three Bicycle Facilities Projects: \$84,000 for bicycle parking; \$55,900 for bicycle lanes on John Muir Drive; and \$15,300 for a bicycle lane on the Great Highway. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.4) Authorizing the Executive Director/CEO to accept and expend funding in the amount of \$6,988,000 for the Bay Area Electric Vehicle Taxi Corridor Project under the federal Surface Transportation Program and/or the Congestion Mitigation and Air Quality Improvement program. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

(10.5) Authorizing the Executive Director/CEO to award Contract No. 1243, Job Order Contract, to Rodan Builders in an amount not to exceed \$5,000,000, with an option to increase the contract amount by an additional \$2,500,000, and a term not to exceed three years. (Explanatory documents include a staff report and resolution.) (Carter Rohan)

(10.6) Authorizing the Executive Director/CEO to award Contract No. 1244, Job Order Contract, to Synergy Project Management in an amount not to exceed \$5,000,000, with an option to increase the contract amount by an additional \$2,500,000, and a term not to exceed three years. (Explanatory documents include a staff report and resolution.) (Carter Rohan)

(10.7) Authorizing the Executive Director/CEO to award Contract No. 1245, Job Order Contract, to Yerba Buena Engineering & Construction in an amount not to exceed \$5,000,000, with an option to increase the contract amount by an additional \$2,500,000, and a term not to exceed three years. (Explanatory documents include a staff report and resolution.) (Carter Rohan)

(10.8) Authorizing the Executive Director/CEO to execute the Fourth Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to modify the scope of services for the ATMF Nexus Study, extend the term of the contract to July 31, 2011, and increase the contract amount by \$165,622 for a total contract amount not to exceed \$638,145. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)



(10.9) Authorizing the Executive Director/CEO to execute the Airspace Lease Agreement for Lease Area No. 04-SF-BT-06, located between 4<sup>th</sup> and 5<sup>th</sup> Streets and Harrison and Bryant Streets, with the State of California, for eight years with one one-year extension option, for \$816,000 per year with an annual adjustment. (Explanatory documents include a staff report, resolution, financial plan and lease.) (Sonali Bose)

(10.10) Supporting the formation of the Ocean Avenue Community Benefit District, and authorizing the Executive Director/CEO to submit a ballot in favor. (Explanatory documents include a staff report, resolution, financial plan and map.) (Sonali Bose)

(10.11) Establishing an SFMTA Board of Directors and Parking Authority Commission meeting schedule for 2011. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

### REGULAR CALENDAR

11. Recommending that the Board of Supervisors amend Transportation Code, Division I, by amending Section 7.2.30 (c) and 7.2.30 (d), to establish a one-hour maximum parking time limit for all broken or inoperable parking meters under the jurisdiction of the SFMTA. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

12. Approving the amendment to Division II of the San Francisco Transportation Code to set the parking meter rate range in Parking Meter Zone Five (SF*park* Pilot Areas) between \$0.25 and \$6.00. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

13. Awarding Contract No. MR-1206R, Islais Creek Motor Coach Facility Phase I – Site Development and Fuel/Wash Buildings and authorizing the Executive Director/CEO to execute the contract with S. J. Amoroso Construction Co. in an amount not to exceed \$24,977,000 and a term not to exceed 510 calendar days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

14. Awarding Contract No. 1251, Third Street Light Rail Program, Phase 2 Central Subway – Union Square/ Market Street Station Utilities Relocation and authorizing the Executive Director/CEO to execute the contract with Synergy Project Management in an amount not to exceed \$16,832,549.80 and a term not to exceed 480 calendar days including the optional bid item. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

### RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

### CLOSED SESSION

1. Call to Order



2. Roll Call

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A and TWU, Local 200

To discuss:

  X   Wages

  X   Hours

  X   Benefits

  X   Working Conditions

  X   Other

5. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION

16. Announcement of Closed Session.

17. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN



SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

MINUTES

Tuesday, December 7, 2010  
Room 400, City Hall  
1 Carlton B. Goodlett Place

REGULAR MEETING AND CLOSED SESSION  
1:00 P.M.

BOARD OF DIRECTORS

Tom Nolan, Chairman  
Jerry Lee, Vice Chairman  
Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Bruce Oka

GOVERNMENT  
DOCUMENTS DEPT

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PUBLIC LIBRARY

Nathaniel P. Ford, Sr.  
EXECUTIVE DIRECTOR/CEO  
MUNICIPAL TRANSPORTATION AGENCY

Roberta Boomer  
BOARD SECRETARY

## ORDER OF BUSINESS

### 1. Call to Order

Chairman Nolan called the meeting to order at 1:00 p.m.

### 2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka

### 3. Announcement of prohibition of sound producing devices during the meeting.

Chairman Nolan announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices might be removed from the meeting. He also advised that cell phones that are set on "vibrate" cause microphone interference and requested that they be placed in the "off" position.

### 4. Approval of Minutes

On motion to approve the minutes of the November 16, 2010 Regular Meeting: unanimously approved.

### 5. Communications

Board Secretary Boomer stated that there would be no discussion of anticipated litigation in closed session.

### 6. Introduction of New or Unfinished Business by Board Members

Director Brinkman requested that staff provide a report regarding the presentation on 15 mph speed limits in residential areas and asked that staff present possible revenue measures early in 2011.

Vice Chairman Lee suggested that the Board reexamine the employee parking policy and asked that it be scheduled for discussion at a Policy and Governance Committee meeting.



Director Heinicke asked about the status of the peak time taxis. Director Oka added that he would like the Board to look at the number of cabs that are needed to take care of service issues.

#### 7. Executive Director's Report (For discussion only)

- Special Recognition Award
- Ongoing Activities

Exec. Director/CEO Ford presented Special Recognition certificates to Suo Fong, conductor, Cable Car Division, Transit Services; Jose Mendoza, transit operator, Green Division, Transit Services, and Drew Howard, office manager, Capital Controls/Project Relations, Capital Programs and Construction.

Mr. Ford also discussed the California Street Cable Car project.

#### 8. Citizens' Advisory Council Report

No report.

#### 9. Public Comment

Charles Rathbone stated that Luxor is preparing their annual dispatch report. Luxor could handle an additional 50,000 calls per month if they had more cabs.

Dave Schneider provided an update on cab driver security and passenger services. He is circulating a petition regarding phasing in hybrid cars. The industry wants to have an integrated, centralized dispatch in addition to what some companies already have. One year ago, a cab driver was stabbed and the other day, another driver was assaulted but there is no appreciation of it. No bulletins are issued. Nothing happens. This has to be addressed. There is a law that will go into effect in January that will prohibit the retention of certain data collected in a cab. This law needs to be reconsidered.

Barry Taranto expressed concern that only two minutes are provided for public comment. This shuts the door on us and sends a message that the Board doesn't want to hear from the public. The former Taxi Commission held Public Convenience and Necessity hearings that provided information to the public and where the Commission got feedback. He stated that he has heard that the Taxi Division is going with anecdotal evidence rather than getting statistical data which bypasses procedure and due process. Putting more cabs on the street may not solve the problem.

Howard Strassner stated that he sent a letter regarding how to improve service on the 38-Geary. The SFMTA has to take many steps to improve a route such as designing bus bulbs for low floor buses and getting cars out of the transit only lane. Transit advocates are studying ways to improve service. His next letter will be about how to improve the 30-Stockton.

Mark Gruberg applauded Dave Schneider's initiative to enhance safety for taxi drivers. Advances in technology have made it simpler to have an integrated dispatch system. There needs to be guidelines on the use of visual and audio data. Cameras are for the protection of drivers and passengers but there are also privacy rights. He objected to the industry meeting that was called for the same time as the Board meeting.

Herbert Weiner stated that he takes issue with the policy of placing buses and bicycles over motorists. There should be a balanced approach including pedestrians. The problem with traffic congestion has not been addressed nor has parking. Eliminating bus stops and shortening runs will make it harder for people with handicaps.

Peter Witt stated that he has delivered over 12,000 customer responses to the taxi survey annually for the last 13 years. He read the survey form to the Board and provided a blank customer survey form to the Board and asked that the form be entered into the minutes. He questioned why nobody finds the taxi data relevant and added that when it comes to world class service, you should look at the top and bottom lights. Mr. Ford, the Chairman, the Board, and staff are responsible for service delivered to San Francisco.

Rafael Cabrera thanked the Board for going to the divisions and for talking with the operators about their job. He expressed hope that the Board will listen to their concerns and do the right thing.

THE FOLLOWING MATTERS BEFORE THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED BY THE SFMTA EXECUTIVE DIRECTOR/CEO OR CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 1 SOUTH VAN NESS AVE. 7<sup>th</sup> FLOOR.

#### CONSENT CALENDAR

10. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Municipal Transportation Agency Board of Directors and will be acted upon by a single vote. There will be no separate discussion of these items unless a member of the Board of Directors or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(10.1) Requesting the Controller to allot funds and to draw warrants against such funds available or will be available in payment of the following claims against the SFMTA:

A. Nationwide Ins. vs. CCSF, Superior Ct. #CGC9487190 filed on 4/13/09 for \$6,000

RESOLUTION 10-151

(10.2) Approving the following traffic modifications:

- A. ESTABLISH – LEFT LANE MUST TURN LEFT – Folsom Street, northbound, approaching 19<sup>th</sup> Street.
- B. REVOKE – BUS ZONE – Folsom Street, west side, from 16<sup>th</sup> Street to 75 feet northerly; Folsom Street, northwest corner, at 17<sup>th</sup> Street; Folsom Street, northwest corner, at 20<sup>th</sup> Street; Folsom Street, northwest corner, at 25<sup>th</sup> Street; Folsom Street, southwest corner, at 26<sup>th</sup> Street; Folsom Street, southwest corner, at 25<sup>th</sup> Street; Folsom Street, east side, at 18<sup>th</sup> Street to 100 feet southerly.  
ESTABLISH – BUS ZONE – Folsom Street, west side, from 16<sup>th</sup> to 80 feet southerly; Folsom Street, west side, from 18<sup>th</sup> to 80 feet southerly; Folsom Street, west side, from 20<sup>th</sup> to 80 feet southerly; Folsom Street, west side, from 22<sup>nd</sup> to 80 feet southerly; Folsom Street, west side, from 26<sup>th</sup> to 100 feet northerly; Folsom Street, east side, from 22<sup>nd</sup> to 80 feet northerly; Folsom Street, east side, from 18<sup>th</sup> to 80 feet northerly.
- C. ESTABLISH – TOW AWAY NO PARKING ANYTIME, MIDNIGHT TO 6 AM, EVERYDAY – Tunnel Avenue, both sides, from Lathrop Avenue to the county line.
- D. ESTABLISH – ONE-WAY STREET – Rhode Island Street, southbound, between 25th and 26th Streets.
- E. ESTABLISH – 45 DEGREE ANGLE PARKING – Rhode Island Street, east side, from 25th Street to 345 feet southerly.
- F. ESTABLISH – 90 DEGREE ANGLE PARKING – Rhode Island Street, east side, from 345 feet south of 25th Street to 441 feet southerly.
- G. RESCIND – TOW-AWAY NO STOPPING ANYTIME AND ESTABLISH – PARKING METER VARIABLE PRICE AREA (NO TIME LIMIT, 9 AM to 6 PM, MONDAY THROUGH SATURDAY) – Clarence Place, east side, from Townsend Street to 255 northerly.
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- I. ESTABLISH – TOW-AWAY NO STOPPING ANYTIME – Connecticut Street, west side, from 26<sup>th</sup> Street to 64 feet southerly.
- J. ESTABLISH – STOP SIGNS – Stopping Valley Street at Castro Street.
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- M. ESTABLISH – TOW-AWAY, NO PARKING, 10 PM TO 6 AM, DAILY – Mendell Street, between Evans and Fairfax Avenues; and ESTABLISH – TOW-AWAY, NO STOPPING, 10 PM TO 6 AM, DAILY Fairfax Avenue, between Newhall and Mendell Streets.
- N. RESCIND – PARKING METERS (NO TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) AND ESTABLISH – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10 PM, DAILY) – 6<sup>th</sup> Street, west side, from Townsend to Bluxome Streets.  
RESCIND – RESIDENTIAL PERMIT PARKING AREA Y, 2-HOUR LIMIT, 8 AM TO 10



PM, DAILY AND ESTABLISH – PARKING METERS (NO TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) – 6<sup>th</sup> Street, east side, from Townsend to Bluxome Streets.

- O. ESTABLISH – NO PARKING VEHICLES OVER SIX FEET HIGH – Ulloa Street, both sides, from 19th Avenue 100 feet westerly; Vicente Street, both sides, from 19th Avenue to 100 feet westerly; and Wawona Street, both sides, from 19th Avenue to 100 feet westerly. (Explanatory documents include a staff report and resolution.) (Bond Yee)

Item 10.2 I and N were removed from the Consent Calendar at the request of a member of the public.

#### PUBLIC COMMENT:

Barry Taranto spoke about Item 10.2 I and N. Regarding I, he is representing a friend who has a nightclub at the bottom of the hill. There is a limited amount of street parking on Connecticut so eliminate parking is absurd and requires a good explanation. Regarding 10.2 N, this location is under the freeway. Mr. Taranto expressed concern regarding why parking meters are being put in a location where there are no businesses. It doesn't make sense to switch from one side of the street to the other.

#### RESOLUTION 10-152

On motion to approve Item 10.2 I and N:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

(10.3) Authorizing the Executive Director to execute grant agreements for the Fiscal Year 09/10 Bicycle Facility Program to fund three Bicycle Facilities Projects: \$84,000 for bicycle parking; \$55,900 for bicycle lanes on John Muir Drive; and \$15,300 for a bicycle lane on the Great Highway. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

#### RESOLUTION 10-153

(10.4) Authorizing the Executive Director/CEO to accept and expend funding in the amount of \$6,988,000 for the Bay Area Electric Vehicle Taxi Corridor Project under the federal Surface Transportation Program and/or the Congestion Mitigation and Air Quality Improvement program. (Explanatory documents include a staff report and resolution.) (Sonali Bose)

Item 10.4 was removed from the Consent Calendar at the request of members of the public.

#### PUBLIC COMMENT:

Charles Rathbone stated that this is an innovative and exciting program that should go forward however the program is short on details and Luxor is interested in participating.



Mark Gruberg stated that the application lists Yellow Cab. He supports innovation but feels this is not well conceived. We don't know about the economic viability of neighborhood cabs. This could make it difficult to evaluate the idea of electric vehicles and neighborhood cabs. This went to the MTC before the industry was informed. He questioned the source of funding for the \$900,000 expenditure.

Barry Taranto stated that this is a major issue and project. There should be a presentation on the item so everyone will know what this project is about. He stated that he didn't know that Yellow Cab is only the company participating. That seems like favoritism.

Christiane Hayashi, deputy director, Taxi Services, discussed the grant.

On motion to amend the resolution to add language to clarify the amount of money that the SFMTA would be providing:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

#### RESOLUTION 10-154

On motion to approve Item 10.4 as amended:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

(10.5) Authorizing the Executive Director/CEO to award Contract No. 1243, Job Order Contract, to Rodan Builders in an amount not to exceed \$5,000,000, with an option to increase the contract amount by an additional \$2,500,000, and a term not to exceed three years. (Explanatory documents include a staff report and resolution.) (Carter Rohan)

#### RESOLUTION 10-155

(10.6) Authorizing the Executive Director/CEO to award Contract No. 1244, Job Order Contract, to Synergy Project Management in an amount not to exceed \$5,000,000, with an option to increase the contract amount by an additional \$2,500,000, and a term not to exceed three years. (Explanatory documents include a staff report and resolution.) (Carter Rohan)

#### RESOLUTION 10-156

(10.7) Authorizing the Executive Director/CEO to award Contract No. 1245, Job Order Contract, to Yerba Buena Engineering & Construction in an amount not to exceed \$5,000,000, with an option to increase the contract amount by an additional \$2,500,000, and a term not to exceed three years. (Explanatory documents include a staff report and resolution.) (Carter Rohan)

#### RESOLUTION 10-157

(10.8) Authorizing the Executive Director/CEO to execute the Fourth Amendment to Contract #4009-08/09 with Cambridge Systematics for Transportation Nexus Studies, to modify the scope of services for the ATMF Nexus Study, extend the term of the contract to July 31, 2011, and increase the contract amount by \$165,622 for a total contract amount not to exceed \$638,145. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

#### RESOLUTION 10-158

(10.9) Authorizing the Executive Director/CEO to execute the Airspace Lease Agreement for Lease Area No. 04-SF-BT-06, located between 4<sup>th</sup> and 5<sup>th</sup> Streets and Harrison and Bryant Streets, with the State of California, for eight years with one one-year extension option, for \$816,000 per year with an annual adjustment. (Explanatory documents include a staff report, resolution, financial plan and lease.) (Sonali Bose)

#### RESOLUTION 10-159

(10.10) Supporting the formation of the Ocean Avenue Community Benefit District, and authorizing the Executive Director/CEO to submit a ballot in favor. (Explanatory documents include a staff report, resolution, financial plan and map.) (Sonali Bose)

#### RESOLUTION 10-160

(10.11) Establishing an SFMTA Board of Directors and Parking Authority Commission meeting schedule for 2011. (Explanatory documents include a staff report and resolution.) (Roberta Boomer)

#### RESOLUTION 10-161

On motion to approve the Consent Calendar (Items 10.2 I and N and 10.4 severed):

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

#### REGULAR CALENDAR

11. Recommending that the Board of Supervisors amend Transportation Code, Division I, by amending Section 7.2.30 (c) and 7.2.30 (d), to establish a one-hour maximum parking time limit for all broken or inoperable parking meters under the jurisdiction of the SFMTA. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

Items 11 and 12 were called together.

PUBLIC COMMENT:

Barry Taranto stated that a lot of meters have a limit of two hours. There will be protests because people won't know this. It is only fair to go with the maximum amount of time for the meter.

Howard Strassner stated that they want to support this but there's so much more to be done. This will be an enforcement issue. Regarding Item 12, it speaks to Don Shoup's theory. The one hour rate shouldn't be less than half of the adult cash fare for Muni. He suggested that the SFMTA not bother with changing neighborhood rates.

Herbert Weiner expressed concern about the parking rate. He takes public transit and uses his car sparingly. This is unfair to drivers. The SFMTA Board is trying to get money wherever it can find it. This is a pattern of extortion and less service. There has been a dramatic reduction in service since Mr. Ford started. This will force people onto a public transit system that is highly unworkable.

On motion to approve:

ADOPTED: AYES –Brinkman, Heinicke and Nolan

NAYES - Beach, Lee and Oka

The motion failed adoption

Chairman Nolan asked that the matter be revised and presented to the Policy and Governance Committee.

12. Approving the amendment to Division II of the San Francisco Transportation Code to set the parking meter rate range in Parking Meter Zone Five (SFpark Pilot Areas) between \$0.25 and \$6.00. (Explanatory documents include a staff report, resolution and amendment.) (Sonali Bose)

No public comment.

RESOLUTION 10-162

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

13. Awarding Contract No. MR-1206R, Islais Creek Motor Coach Facility Phase I – Site Development and Fuel/Wash Buildings and authorizing the Executive Director/CEO to execute the contract with S. J. Amoroso Construction Co. in an amount not to exceed \$24,977,000 and a term not to exceed 510 calendar days. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

No public comment.

RESOLUTION 10-163

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

14. Awarding Contract No. 1251, Third Street Light Rail Program, Phase 2 Central Subway – Union Square/ Market Street Station Utilities Relocation and authorizing the Executive Director/CEO to execute the contract with Synergy Project Management in an amount not to exceed \$16,832,549.80 and a term not to exceed 480 calendar days including the optional bid item. (Explanatory documents include a staff report, resolution and financial plan.) (Carter Rohan)

No public comment.

Carter Rohan, director, Capital Projects and Construction presented the staff report.

RESOLUTION 10-164

On motion to approve:

ADOPTED: AYES – Beach, Brinkman, Heinicke, Lee, Nolan and Oka

15. Discussion and vote pursuant to Administrative Code Section 67.10(d) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Nolan called the closed session to order at 2:48 p.m.

2. Roll Call

Present: Cameron Beach  
Cheryl Brinkman  
Malcolm Heinicke  
Jerry Lee  
Tom Nolan  
Bruce Oka



Also present: Nathaniel Ford, executive director/CEO

3. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (a) (3) the Municipal Transportation Agency Board of Directors will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

  X   As defendant or   X   As plaintiff

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board of Directors shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Debra Johnson and/or her designees

Employee Organizations:

TWU, Local 250-A and TWU, Local 200

To discuss:

  X   Wages  
  X   Hours  
  X   Benefits  
  X   Working Conditions  
  X   Other

Also present: Roberta Boomer, board secretary

Julia Friedlander, deputy city attorney

Debra A. Johnson, director, Administration, Taxi and Accessible Services

John Haley, director, Transit Services

Sonali Bose, director, Finance and Information Technology

Reggie Mason, director, Safety and Training

Gina Roccanova, deputy city attorney

Carole Stevens, attorney

5. Pursuant to Government Code Section 54957 and Administrative Code Section 67.10 (b), the SFMTA Board of Directors will meet in closed session to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Executive Director/CEO Nathaniel P. Ford, Sr.

ADJOURN CLOSED SESSION AND RECONVENE OPEN SESSION - The closed session was adjourned at 4:25 p.m.

16. Announcement of Closed Session.

Chairman Nolan announced that the SFMTA Board of Directors met in closed session to discuss labor negotiations and the performance evaluation. The Board of Directors took no action. There was no discussion of anticipated litigation.

17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 4:31 p.m.

A tape of the meeting is on file in the office of the Secretary to the San Francisco Municipal Transportation Agency Board of Directors.



Roberta Boomer  
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [S.F. Campaign and Governmental Conduct Code section 2.100 et seq.] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 415.581.2300; fax: 415.581.2317; 25 Van Ness Avenue, Suite 220, SF, CA 94102-6027 or the web site: [sfgov.org/ethics](http://sfgov.org/ethics).









